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TITLE 6—AGRICULTURAL CREDIT

Chapter III—Farmers Home Administration, Department of Agriculture

Subchapter B—Farm Ownership Loans

PART 311—BASIC REGULATIONS

SUBPART B—LOAN LIMITATIONS

AVERAGE VALUES OF FARMS AND INVESTMENT LIMITS; VIRGINIA, PUERTO RICO, NEW HAMPSHIRE, AND CALIFORNIA

For the purposes of title I of the Bankhead-Jones Farm Tenant Act, as amended, average values of efficient family-type farm-management units and investment limits for the counties identified below are determined to be as herein set forth. The average values and investment limits heretofore established for said counties, which appear in the tabulations of average values and investment limits under § 311.30, Chapter III, Title 6 of the Code of Federal Regulations, are hereby superseded by the average values and investment limits set forth below for said counties.

VIRGINIA

County	Average value	Investment limit
Amherst	$12,000	$12,000
Bedford	14,000	12,000
Brunswick	12,000	12,000
Greensville	12,000	12,000

PUERTO RICO

Río Piedras	$15,000	$12,000

NEW HAMPSHIRE

Hillsboro	$15,000	$12,000
Bradford	15,000	12,000

CALIFORNIA

Alameda	$27,500	$12,000
Butte	27,500	12,000
Colusa	27,500	12,000
Contra Costa	27,500	12,000
El Dorado	25,000	12,000
Fresno	27,500	12,000
Glenn	27,500	12,000
Imperial	28,000	12,000
Kern	27,500	12,000
Kings	27,500	12,000
Madera	27,500	12,000
Mariposa	25,000	12,000
Merced	27,500	12,000
Modoc	25,000	12,000
Monterey	27,500	12,000
Napa	27,500	12,000
Nevada	25,000	12,000
Placer	25,000	12,000

CALIFORNIA—continued

County	Average value	Investment limit
Riverside	$28,000	$12,000
Sacramento	27,500	12,000
San Benito	27,500	12,000
San Joaquin	27,500	12,000
San Mateo	27,500	12,000
Santa Clara	27,500	12,000
Santa Cruz	27,500	12,000
Siskiyou	25,000	12,000
Solano	27,500	12,000
Stanislaus	27,500	12,000
Sutter	27,500	12,000
Tulare	27,500	12,000
Yolo	27,500	12,000
Yuba	27,500	12,000

(Sec. 41 (1), 60 Stat. 1066; 7 U. S. C. 1015 (1). Interprets or applies secs. 3 (a), 44 (b), 60 Stat. 1074, 1069; 7 U. S. C. 1003 (a), 1018 (b))

Issued this 11th day of April 1952.

[SEAL] CHARLES F. BRANNAN, *Secretary of Agriculture.*

[F. R. Doc. 52-4317; Filed, Apr. 16, 1952; 8:52 a. m.]

Chapter IV—Production and Marketing Administration and Commodity Credit Corporation, Department of Agriculture

Subchapter B—Export and Diversion Programs

PART 524—HONEY

SUBPART—HONEY EXPORT PROGRAM (1952 MARKETING SEASON)

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AUTHORITY: §§ 524.251 to 524.270 issued under sec. 32, 49 Stat. 774, as amended; 7 U. S. C. 612c.

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CODIFICATION GUIDE

A numerical list of the parts of the Code of Federal Regulations affected by documents published in this issue. Proposed rules, as opposed to final actions, are identified as such.

CODIFICATION GUIDE—Con.

§ 524.251 *General statement.* In order to encourage the exportation of honey produced in continental United States, the Secretary of Agriculture, pursuant to the authority conferred by section 32 of Public Law 320, 74th Congress, as amended, offers to make payments to United States exporters upon the terms and conditions stated in this subpart.

§ 524.252 *Eligibility for payment.* Payments will be made to any individual, partnership, corporation or association located in the continental United States (except as provided in § 524.267), (a) who executes an application in quadruplicate, on the form set forth below; (b) whose application has been approved by the Director; (c) who enters into a sales contract covering the sale and exportation of honey produced within the continental United States to an eligible destination (see § 524.255), who delivers honey pursuant to such contract, and who furnishes evidence of exportation of such honey as required by § 524.260; (d) who certifies that the producer of the honey exported has received not less than the applicable support price at the time of purchase of such honey; and (e) who otherwise complies with all the terms and conditions of this program. Applications must be based on sales contracts and must be approved before exportation of the honey. Approval of application will be in the order in which they are submitted (see § 524.253), and as long as funds are available. Applicants may make their sales contracts under this program subject to the condition that the Department of Agriculture will make an export payment on such sales.

§ 524.253 *Period of export sales.* Sales contracts for the exportation of honey under this program must be entered into on or after the effective date of this subpart and prior to 12 o'clock midnight, e. s. t., March 31, 1953.

§ 524.254 *Period for exportation.* Exportation from continental United States in fulfillment of export sales under this program shall be accomplished on or after the date of the sales contract and prior to 12 o'clock midnight, e. s. t. April 30, 1953.

§ 524.255 *Eligible destinations.* Eligible destinations shall be limited to:

Austria, Belgium-Luxembourg, Denmark, Finland, France, Federal Republic of Germany, Greece, Iceland, Ireland, Italy, Monaco, Netherlands, Norway, Portugal, Spain, Sweden, Switzerland, Trieste (Free Territory), United Kingdom, Yugoslavia; Egypt, Union of South Africa; Afghanistan, Arabia, Burma, Ceylon, India, Indonesia, Iran, Iraq, Israel and Palestine, Japan, Jordan, Lebanon, Pakistan, Southern Korea, Syria, Taiwan (Formosa), Thailand, Turkey, Yemen; and the dependencies and overseas territories of such countries other than those located in or adjacent to the Americas.

§ 524.256 *Rate of payment.* The rate of payment applicable to honey of U. S. Grade C or better exported in accordance with the terms and conditions contained in this subpart shall be the lowest of the following: (a) 4.5 cents per pound, (b) 50 percent of the sales price (computed before deduction of such payment) as determined by the Administrator, basis free-alongside ship United States ports of exportation; except that if shipment from packing plant or warehouse to the nearest U. S. port from which honey is customarily shipped would result in a lower rate payable under this program, the honey shall be deemed to have been shipped from such nearest port.

§ 524.257 *Net price to buyer.* The net price per unit of weight charged the buyer shall be established by deducting the rate of export payment under this offer from the gross sales price of such unit of weight.

§ 524.258 *Minimum grade and inspection.* Honey exported under this offer shall be equal to or better than U. S. Grade C of the United States Standards for Grades of extracted honey, effective April 16, 1951, and shall have been inspected not more than 30 calendar days prior to the date on which such shipment first begins moving from an interior or port shipping point directly to the export destination. The inspection shall be performed by an inspector of the Processed Products Standardization and Inspection Division, United States Department of Agriculture. The cost of the inspection and issuance of the certificates shall be borne by the exporter.

§ 524.259 *Period for filing claims.* The exporter shall file claim for payment under this subpart by mailing it or delivering it directly to the offices referred to in § 524.260 not later than May 31, 1953.

§ 524.260 *Filing of claim.* (a) Exporter shall file claim with the PMA Commodity Office serving the exporter's billing office. The PMA commodity offices are listed under § 524.270. Each claim for payment shall be filed in an original and three copies on voucher form FDA–564. Each claim shall be supported by (1) two signed or certified true copies of the sales contract, (2) two copies of the applicable on-board ocean carrier bill of lading signed by an agent of the ocean carrier (except that where loss, destruction or damage occurs subsequent to loading on board ocean carrier but prior to issuance of on-board bill

of lading, two copies of a loading tally sheet or similar document may be submitted in lieu of such bill of lading), (3) two copies of the inspection certificate required in § 524.258, one of which must be signed by the inspector who issued it, (4) a certification in duplicate that honey produced in the continental United States has been exported to an eligible country of destination and that the producer of the honey exported has received not less than the applicable support price at the time of purchase of such honey, (5) such other documents as may be required as evidence of sale and exportation of the honey on which payment is claimed.

(b) Each sales contract shall show the date of sale, the gross and net price per unit of weight charged to the buyer, the quantity (net weight) of honey sold, the floral source of such honey, and the country of destination. An exporter who sells to a buyer on a price basis other than free-alongside-ship, United States port, shall certify on the copies of the sales contract accompanying his claim, or on a statement attached thereto, the gross price in cents per pound, f. a. s. United States port, which is the equivalent of the price invoiced to the buyer, and shall show in such certification the charges on the basis of which such f. a. s. price is computed from the price invoiced to the buyer.

(c) Each on-board ocean carrier bill of lading shall show the number of boxes, markings, and gross weight, the date and place of loading on vessel, the name of the vessel, the destination of the honey, and the name and address of both the person exporting the honey and the person to whom it is shipped. If the shipper or consignor named in such bill of lading is other than the exporter (seller) named in the sales contract, the exporter shall furnish with his claim a waiver by such shipper or consignor of any right to claim payment under this program for exportation of the quantity of honey covered by such bill of lading. If the consignee named in such bill of lading or the person to whom the arrival notice is to be addressed is other than the buyer named on the sales contract, the exporter shall accompany his claim on the exportation covered by such bill of lading with a certification in duplicate that the shipment under that bill of lading is to the buyer named in the contract and is made pursuant to that contract.

§ 524.261 *Records and accounts.* Each exporter shall maintain accurate records and preserve them until at least March 31, 1955 showing the quantities, sales prices, and deliveries of honey exported in connection with this offer. Such records, accounts, and other documents relating to any transaction in connection with this subpart shall be available during regular business hours for inspection and audit by authorized employees of the United States Department of Agriculture.

§ 524.262 *Re-entry, diversion, loss.* If any quantity of honey exported under this program re-enters the United States or its territories or possessions or is diverted by or with the consent of the exporter to an ineligible country of destination, payment may be withheld or, if payment has already been made by the United States Government, the exporter shall refund the amount received on the quantity of honey which so re-enters the United States or is so diverted: *Provided*, That, if the honey with respect to which payment may be withheld or refund required under this section is damaged after exportation, without fault of the exporter, the payment withheld or refund required shall be an amount determined by the Director which, however, shall not exceed the amount realized or which might reasonably be realized by the exporter over the net price at which he sold to the buyer. In case of complete loss or destruction of the honey or any part thereof after exportation, without fault or negligence of the exporter, no refund of the payment shall be required for the quantity so lost or destroyed. The exporter shall notify the Director immediately upon becoming cognizant of any unloading, diversion of, or damage to the honey with respect to which refund may be required under this section and shall furnish information as to any claim he may have in connection with such event.

§ 524.263 *Set-off.* The Director may set off, against any amount owed to any exporter under this subpart, any amount owed by such exporter to Commodity Credit Corporation, the United States Department of Agriculture, or any other agency of the United States.

§ 524.264 *Assignment.* No exporter shall, without the written consent of the Director, assign any claim of the exporter against the Secretary hereunder or make a lienholder a joint payee with respect to any such claim. With such consent, an exporter may assign, in accordance with the provisions of the Assignment of Claims Act of 1940 (31 U. S. C. 203), any claim for payment under this subpart, or make a lienholder a joint payee with respect to any such claim. In case of such assignment, the Director may set off any claim against the exporter arising out of the exportation on which the assigned claim is based, and may set off any other claim of the United States against the exporter based on facts existing at the time of the assignment or based on facts arising thereafter prior to the knowledge by the Director of the assignment.

§ 524.265 *Amendment.* This program may be amended by the Director at any time by public announcement of such amendment. Notice of any amendment will be transmitted promptly to every exporter participating in the program on record with the Fruit and Vegetable Branch. No amendment shall be applicable to any honey covered by an approved application, or by a sales contract made before the effective time and date of such amendment.

§ 524.266 *Termination.* This program may be terminated by the Director at any time by public notice of such termination. Notice of termination will be transmitted promptly to every exporter participating in the program on record with the Fruit and Vegetable Branch. Termination shall not be applicable to any honey covered by an approved application, or by a sales contract made before the effective time and date of such termination.

§ 524.267 *Persons not eligible for payment.* (a) Payments under this offer will not be made to any Department, agency, or establishment of the United States Government administering any law providing for the furnishing of assistance or relief to foreign countries.

(b) No member of or delegate to Congress, or resident Commissioner shall be admitted to any share or part of any contract resulting from this program or to any benefit that may arise therefrom, but this provision shall not be construed to extend to such a contract if made with a corporation for its general benefit, or to such person in his capacity as a beekeeper.

§ 524.268 *Definitions.* As used in this offer, the following terms have the following meanings:

(a) "Secretary" means the Secretary of Agriculture of the United States.

(b) "Director" means the Director, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, or any authorized representative of the Secretary within such Branch to whom the Director has subdelegated authority to perform the functions vested in the Director in this subpart.

(c) "Exporter" means any individual, corporation, partnership or association, located within the continental United States and selling, for export, honey produced within the continental United States, whose application under this program has been approved by the Director.

(d) "Date of sale" means the date on which both buyer and seller have signed a contract or the date of written acceptance of either a written offer or counter offer to buy or sell.

(e) Honey shall be deemed to have been "exported" when, pursuant to a sale made under this program, honey is loaded on board an ocean carrier for shipment to an eligible destination as stated in § 524.255.

(f) "Ocean carrier" means the vessel on which final shipment from the United States is intended to be made pursuant to a sale made under this program.

(g) "Sales contract" means a contract for the sale of honey under which the seller is clearly obligated to sell, and the buyer is clearly obligated to buy a definite quantity of honey. The contract shall consist of a written instrument signed by the buyer and seller, or a written offer and acceptance evidenced by an exchange of telegrams, cablegrams or letters. However, such a sales contract may be subject to the condition that the exporter's application for participation is approved by the Secretary, or that the Secretary will make an export payment in connection with such sale.

(h) "Public announcement" means the issuance of a press release or the publication of a notice in the FEDERAL REGISTER.

§ 524.269 *Information and forms.* Information pertaining to the operation

of this program and forms prescribed for use thereunder can be obtained from the following:

E. M. Graham, U. S. Department of Agriculture, Fruit and Vegetable Branch, Washington 25, D. C.

Werner Allmendinger, P. O. Box 3638 (335 Fell Street), San Francisco 2, Calif.

Chester A. Halnan, Room 620, 90 Church Street, New York 7, N. Y.

§ 524.270 *PMA commodity offices.* The PMA commodity offices and the areas served by them are shown below:

Chicago 5, Ill., 623 South Wabash Avenue: Illinois, Indiana, Iowa, Michigan, Ohio, Kentucky.

Dallas 2, Tex., 1114 Commerce Street: New Mexico, Oklahoma, Texas.

Kansas City 6, Mo., Fidelity Building, 911 Walnut Street: Colorado, Kansas, Missouri, Nebraska, Wyoming.

Minneapolis 3, Minn., Camble-Skogmo Building, 15 North Eighth Street: Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

New Orleans 16, La., Wirth Building, 120 Marais Street: Arkansas, Alabama, Florida, Georgia, Louisiana, Mississippi, North Carolina, South Carolina, Tennessee.

New York 13, N. Y., 139 Centre Street: Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, West Virginia, Virginia.

Portland 5, Oregon, 515 Southwest Tenth Avenue: Idaho, Oregon, Washington.

San Francisco 2, Calif., 335 Fell Street, Rincone Annex: Arizona, California, Nevada, Utah.

Effective date. This program shall be effective at 12:01 a. m., e. s. t., April 11, 1952.

NOTE: The record keeping and reporting requirements contained herein have been approved by, and subsequent reporting requirements will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Dated this 11th day of April 1952.

[SEAL] M. W. BAKER,
Representative of the Secretary of Agriculture.

Form FV 458-Revised

Budget Bureau No. 40-R 21603.
Approval Expires June 30, 1952

APPLICATION UNDER HONEY EXPORT PROGRAM (1952 MARKETING SEASON)

The undersigned exporter hereby applies for payments to be made in accordance with the terms and conditions of the above-named program. Exporter states that this application is based on a sales contract entered into on ..... (Date) ....., and involves the following:

[Cents per pound]

Pounds of honey	Floral source	Total price to seller	Price to be invoiced to—		Country of destination	Name and address of buyer
			Secretary of Agriculture	Foreign Buyer		

Date ..... Applicant's identification No. .....

Name of exporter ..... Address .....

By ..... Title .....

Approved this ..... day of ..... 19 .....

U. S. D. A. number .....;

.....
Representative of the Secretary of Agriculture

[F. R. Doc. 52-4315; Filed, Apr. 16, 1952; 8:51 a. m.]

PART 524—HONEY

SUBPART—HONEY DIVERSION PROGRAM (1952 MARKETING SEASON)

Sec.
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524.288 Persons not eligible for participation.
524.289 Definitions.
524.290 Information and forms.
524.291 PMA commodity offices.

AUTHORITY: §§ 524.275 to 524.291, issued under sec. 32, 49 Stat. 774, as amended; 7 U. S. C. 612c.

§ 524.275 *General statement.* In order to encourage the domestic consumption of honey produced in the continental United States by diverting it from normal channels of trade and commerce, the Secretary of Agriculture, pursuant to the authority conferred by section 32 of Public Law 320, 74th Congress, as amended, offers to make payments to eligible persons complying with the terms and conditions stated in this subpart.

§ 524.276 *Eligibility for payment.* Payments will be made to any individual, partnership, association or corporation located in the continental United States (a) who executes and files with the Director, in quadruplicate, an application on the forms set forth below, (b) whose application is approved by the Director or by the Secretary, (c) who diverts, or sells for diversion, honey produced in the continental United States to the manufacturer of a product for which his application has been approved, and (d) who files claim as provided in § 524.283 and otherwise complies with all the terms and conditions of this program. Applications based (1) on intent of the applicant to divert or (2) on sales contracts, will be considered in the order submitted and in accordance with the availability of funds. Applications based on sales negotiations shall be considered in the same manner, but approval shall be subject to the completion of negotiations and notification to the Director, within 30 days from date of approval, of the quantity and floral source of the honey and any differences between the details in the approved application and those set forth in the final sales contract. If such notification is not received by the 30th day, the Director may cancel the approval. The Director reserves the right to withdraw approval of any application based on sales negotiations, but such withdrawal must be made prior to receipt of notice of completion of the sales negotiations. An application based on a sales contract must be filed with the Director within 7 days of the execution of the sales contract. Applications must be approved before diversion of the honey. Only one person will be eligible for payment on any one diversion of honey. Applicants may make their sales contracts under this program subject to the condition that the Department of Agriculture will make a diversion payment on such sales.

§ 524.277 *Period of diversion.* No payment under this program will be made in connection with any honey diverted by the applicant or sold into an approved diversion outlet unless the diversion was accomplished by the applicant or the sales contract was entered into after the effective date of this subpart and prior to 12 o'clock midnight, e. s. t., March 31, 1953. Where diversion is by someone other than the applicant, the time for diversion shall extend to 12 o'clock midnight, e. s. t., April 30, 1953.

§ 524.278 *Diversion.* As used in this subpart diversion means the utilization of domestically produced honey in the manufacture of an approved product, by blending with one or more other commodities, by coating of a food, feed, or tobacco product, or by any other method approved by the Director, so as to preclude re-use or consumption of the honey as honey. Approval of diversion products shall be restricted to those in which (a) no honey has been utilized by any manufacturer since January 1, 1948, except pursuant to an approved diversion application under prior section 32 programs, or (b) the use of honey has been negligible as to either the number of manufacturers or the percentage of the total sweetening agents employed in the product, or both.

§ 524.279 *Rate of payment.* The rate of payment applicable to honey grading U. S. Grade C or better diverted in accordance with the terms and conditions contained herein shall be 4.5 cents per pound.

§ 524.280 *Net price to buyer.* The net price per unit of weight charged the

buyer shall be established by deducting the rate of payment under this offer from the gross sales price of such unit of weight.

§ 524.281 *Minimum grade and inspection.* Honey diverted under this program shall be equal to or better than U. S. Grade C of the "United States Standards for Grades of Extracted Honey," effective April 16, 1951. It shall have been inspected at either the diverter's or at the applicant's plant or warehouse, prior to diversion. Such inspection shall be performed by an inspector of the Processed Products Standardization and Inspection Division, United States Department of Agriculture. The cost of the inspection and issuance of certificates shall be borne by the applicant.

§ 524.282 *Period for filing claims.* Applicants under this subpart shall file claim for payment not later than May 31, 1953.

§ 524.283 *Filing of claim.* (a) Applicant shall file claim with the PMA Commodity Office serving applicant's billing office. The PMA Commodity offices are listed in § 524.291. Each claim for payment shall be filed in an original and three copies on voucher form FDA–564 and shall be supported by (1) two copies of the inspection certificate or certificates required in § 524.281 (one of which must be signed by the inspector who issued it), (2) the original and a copy of a certified statement of the applicant that he has diverted in the manner specified in his application and within the applicable period specified in § 524.277; or has sold and delivered for diversion the honey covered by such inspection certificates in accordance with the terms and conditions of this bulletin, and that such honey was produced in the continental United States, (3) where diverter is other than applicant, two signed or certified true copies of the sales contract, (4) where diverter is other than applicant, a certification in duplicate from the diverter of such honey that such diversion has been accomplished and the manner and date of such diversion, and (5) such other documents as may be required by the Director as evidence of the diversion of honey.

(b) Each sales contract shall show the date of sale, the price per unit of weight charged to the buyer, the quantity (net weight) of honey sold, and the floral source of such honey. If the price per unit of weight charged the buyer, shown in the sales contract, is on a basis other than delivered to buyer's plant or warehouse, the applicant shall certify on the copies of the sales contract the delivered price which is the equivalent of the price actually charged to the buyer.

§ 524.284 *Records and accounts.* Each applicant shall maintain accurate records showing the honey he diverts, and for the honey he sells for diversion, quantities, sales prices, dates of delivery, and the dates of completion of diversion. Such records, accounts, and other documents relating to any transactions in connection with this program shall be available during regular business hours for inspection and audit by authorized employees of the United States Department of Agriculture and shall be preserved until at least March 31, 1955. Each applicant shall also obtain and furnish to the Director a statement signed by the person who diverts the honey, when the diverter is a person other than applicant, (a) that he will keep records showing in respect to each lot of honey received, the quantity, weight, date of receipt, price paid, date when diversion was completed, and manner of diversion; (b) that such records shall be available during regular business hours for inspection by authorized employees of the United States Department of Agriculture; (c) that the records pertaining to such diversion shall be preserved until at least March 31, 1955; and (d) that the diversion plant shall be available for inspection by such authorized employees.

§ 524.285 *Set-off.* The Director may set off, against any amount owed to any applicant under this subpart, any amount owed by such applicant to the Commodity Credit Corporation, the United States Department of Agriculture, or any other agency of the United States.

§ 524.286 *Assignment.* No applicant shall, without the written consent of the Director, assign any claim of the applicant against the Secretary under this subpart or make a lienholder a joint payee with respect to any such claim. With such consent, an applicant may assign, in accordance with the Assignment of Claims Act of 1940 (31 U. S. C. 203), any claim for payment under this subpart or make a lienholder a joint payee with respect to any such claim. In case of such assignment, the Director may set off any claim against the applicant arising out of the diversion on which the assigned claim is based, and may set off any other claim of the United States against the applicant based on facts existing at the time of the assignment or based on facts arising thereafter prior to the knowledge by the Director of the Assignment.

§ 524.287 *Amendment and termination.* This program may be amended or terminated by the Director at any time by public announcement of such amendment or termination. Notice of any amendment or termination will be transmitted promptly to every applicant participating in the program on record with the Fruit and Vegetable Branch. No amendment or termination shall be applicable to any honey covered by an approved application or by a sales contract to deliver honey for diversion made before the effective time of such amendment or termination.

§ 524.288 *Persons not eligible for payment.* No member of or delegate to Congress, or Resident Commissioner, shall be admitted to any share or part of any contract resulting from this offer or to any benefits that may arise therefrom, but this provision shall not be construed to extend to such a contract if made with a corporation for its general benefit, or to such a person acting in his capacity as a beekeeper.

§ 524.289 *Definitions.* As used in this offer, the following terms have the following meanings:

(a) "Secretary" means the Secretary of Agriculture of the United States.

(b) "Director" means the Director, Fruit and Vegetable Branch, Production and Marketing Administration, United States Department of Agriculture, or any authorized representative of the Secretary within such Branch to whom the Director has subdelegated authority to perform the functions vested in the Director in this subpart.

(c) "Sales contract" means a contract for the sale of honey under which the seller is clearly obligated to sell, and the buyer is clearly obligated to buy a definite quantity of honey. The contract shall consist of a written instrument signed by the buyer and seller, or a written offer and acceptance evidenced by an exchange of telegrams or letters. However, such a sales contract may be subject to the condition that the exporter's application for participation is approved by the Secretary, or that the Secretary will make an export payment in connection with such sale.

(d) "Public announcement" means the issuance of a press release or the publication of a notice in the FEDERAL REGISTER.

§ 524.290 *Information and forms.* Information pertaining to the operation of this program and forms prescribed for use thereunder can be obtained from the following:

E. M. Graham, United States Department of Agriculture, Fruit and Vegetable Branch, Washington 25, D. C.

Werner Allmendinger, P. O. Box 3638 (335 Fell Street), San Francisco 2, Calif.

Chester A. Halnan, Room 620, 90 Church Street, New York 7, N. Y.

§ 524.291 *PMA commodity offices.* The PMA commodity offices and the areas served by them are shown below:

Chicago 5, Ill., 623 South Wabash Avenue: Illinois, Indiana, Iowa, Michigan, Ohio, Kentucky.

Dallas 2, Tex., 1114 Commerce Street: New Mexico, Oklahoma, Texas.

Kansas City 6, Mo., Fidelity Building, 911 Walnut Street: Colorado, Kansas, Missouri, Nebraska, Wyoming.

Minneapolis 3, Minn., Gamble-Skogmo Building, 15 North Eighth Street: Minnesota, Montana, North Dakota, South Dakota, Wisconsin.

New Orleans 16, La., Wirth Building, 120 Marais Street: Louisiana, Arkansas, Alabama, Florida, Georgia, Mississippi, North Carolina, South Carolina, Tennessee.

New York 13, N. Y., 139 Centre Street: Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, West Virginia, Virginia.

Portland 5, Oreg., 515 Southwest Tenth Avenue: Idaho, Oregon, Washington.

San Francisco 2, Calif., 335 Fell Street, Rincone Annex: Arizona, California, Nevada, Utah.

Effective date. This program shall become effective at 12.01 a. m., e. s. t., April 11, 1952.

NOTE: The record keeping and reporting requirements contained herein have been approved by, and subsequent reporting require-

ments will be subject to the approval of, the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Dated this 11th day of April 1952.

[SEAL] M. W. BAKER,
Representative of the Secretary of Agriculture.

Form FV-457 (revised)

Budget Bureau No. 40-R 2161.2
Approval Expires June 30, 1953

APPLICATION UNDER HONEY DIVERSION PROGRAM (1952 MARKETING SEASON) AND FOR APPROVAL OF DIVERSION PRODUCT

The undersigned hereby applies for payments to be made in accordance with the terms and conditions of the above-named program and for approval of the use of _____ pounds of (indicate predominate floral source or blend) _____ honey to be used, or to be sold for diversion, as set forth below:

A. Applicant (check one):

1. _____ is diverter.
2. _____ has a sales contract entered into on: _____
(Date)
3. _____ has undertaken sales negotiation.

If section 2 or 3 above checked, provide name and location of firm: _____

B. Honey to be used in (describe product in detail): _____

(If desired, additional details can be given on a separate sheet)

C. 1. To the best knowledge of the applicant, of based on information obtained from the above-named firm and other sources (check one):

_____ honey has not been used in the manufacture of either the above or similar product since January 1, 1948, except pursuant to an approved diversion application under prior Section 32 programs.

_____ honey has been used in the manufacture of the above product since January 1, 1948.

_____ honey has been used in the manufacture of a similar product since January 1, 1948.

2. Honey will be (fill in the percentages):

_____ per cent of the total sweetening agents in the product and

_____ percent of the total weight of the product.

(If not applicable, submit instead the relationship of honey to principal ingredient or ingredients.)

3. Delivery of honey is expected to be completed by the _____ day of _____, 19--, and diversion is expected to be completed by the _____ day of _____, 19____.

If application is based on sales negotiations, applicant will notify Director, within 30 days from the approval date of this application, of the details of the firm sales contract. In the event the Director does not receive such notification by said 30th day, he may cancel the approval.

Date _____ Application No. _____
Name of applicant _____
Address _____
By _____
Approved this ____ day of _____, 19_____
USDA Serial No. _____

_____
Representative of the Secretary of Agriculture.

[F. R. Doc. 52-4316; Filed, Apr. 16, 1952; 8:52 a. m.]

TITLE 8—ALIENS AND NATIONALITY

Chapter I—Immigration and Naturalization Service, Department of Justice

Subchapter D—Nationality Regulations

PART 330—SPECIAL CLASSES OF PERSONS WHO MAY BE NATURALIZED: FORMER UNITED STATES CITIZENS

PART 383—FEES AND PROCEDURE TO OBTAIN CERTIFICATIONS OF OR INFORMATION FROM RECORDS

CHANGES IN FORM NUMBERING

MARCH 12, 1952.

The following amendments to Parts 330 and 383, Chapter I, Title 8 of the Code of Federal Regulations, are hereby prescribed:

1. Section 330.2 is amended to read as follows:

§ 330.2 *Women restored to citizenship by the act of June 25, 1936, as amended by the act of July 2, 1940.* Any woman who was restored to citizenship by the act of June 25, 1936, as amended by the act of July 2, 1940, but who failed to take the oath of allegiance prescribed by the naturalization laws prior to January 13, 1941, may take such oath before any naturalization court on or after January 13, 1941. Preliminary application to take the oath shall be made in the same manner as provided in § 330.3, and the application to the court shall be made on Form N-408, in triplicate. The original of Form N-408 shall be retained as a part of the court record and the duplicate shall be forwarded to the appropriate district director with duplicates of other naturalization papers filed and issued. The clerk of court shall furnish the applicant, upon her demand, the triplicate Form N-408, properly certified, for which a fee not to exceed $1 may be charged. No charge shall be made by the clerk of court for the filing of Form N-408. In case the applicant does not demand the triplicate Form N-408, it shall be transmitted to the appropriate district director with the duplicate of said form.

2. The sixth sentence of § 383.6, *Replacement of evidence of oath of renunciation and allegiance under act of June 25, 1936, as amended by act of July 2, 1940*, is amended to read as follows: "If the application is approved, there shall be issued a certified, positive photostat of the record of the proceedings filed in the Central Office, whether such record be the duplicate of Form N-408, Form N-405 (or Form 2234), or a copy of the proceedings conducted at an embassy, legation, or consulate."

(Secs. 37, 327, 54 Stat. 675, 1150; 8 U. S. C. 458, 727)

ARGYLE R. MACKEY,
Commissioner of Immigration and Naturalization.

Approved: April 9, 1952.

PHILIP B. PERLMAN,
Acting Attorney General.

[F. R. Doc. 52-4340; Filed, Apr. 16, 1952; 8:46 a. m.]

TITLE 14—CIVIL AVIATION

Chapter II—Civil Aeronautics Administration, Department of Commerce

[Amdt. 69]

PART 600—DESIGNATION OF CIVIL AIRWAYS

ALTERATIONS

The civil airway alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee and are adopted to become effective when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of Section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest, and therefore is not required.

Part 600 is amended as follows:

1. Section 600.109 *Amber civil airway No. 9 (Charleston, S. C., to New York, N. Y.)*, is amended by changing the portion which reads: "(excluding the area between 9,500 feet and 18,500 feet mean sea level during the hours of darkness between the Wilmington, N. C. VHF radio range station and the Williamston, N. C., VHF radio range station);" to read: "excluding the portions between 11,000 feet and 16,000 feet and between 21,000 feet and 45,000 feet above mean sea level, during the hours of darkness, which lie within the Cherry Point, N. C. night danger area;".

2. Section 600.261 *Red civil airway No. 61 (Butler, Pa., to Washington, D. C.)*, is amended by correcting the portion between the Johnstown, Pa., nondirectional radio beacon and the Arcola, Va., radio range station to read: "via the Johnstown, Pa., non-directional radio beacon to the intersection of the southeast course of the Pittsburgh, Pa., radio range and the south course of the Altoona, Pa., radio range. From the intersection of the northwest course of the Arcola, Va., radio range and the northwest course of the Front Royal, Va., radio range via the Arcola, Va., radio range station;".

3. Section 600.643 *Blue civil airway No. 43 (Birmingham, Ala., to Nashville, Tenn.)*, is revoked.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective 0001 e. s. t., April 18, 1952.

[SEAL] F. B. LEE,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 52-4341; Filed, Apr. 16, 1952; 8:59 a. m.]

[Amdt. 71]

PART 601—DESIGNATION OF CONTROL AREAS, CONTROL ZONES, AND REPORTING POINTS

ALTERATIONS

The control area, control zone, and reporting point alterations appearing

hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted to become effective when indicated in order to promote safety of the flying public. Compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act would be impracticable and contrary to public interest, and therefore is not required.

Part 601 is amended as follows:

1. Section 601.643 *Blue civil airway No. 43 control areas (Birmingham, Ala., to Nashville, Tenn.)*, is revoked.

2. Section 601.1074 *Control area extension (Los Angeles, Calif.)*, is amended by changing the first portion to read: "From the Los Angeles, Calif., radio range station extending 5 miles either side of the west and south courses of the radio range to points 40 miles west and south of the radio range station, excluding the portion which lies over danger areas;".

3. Section 601.1299 is added to read:

§ 601.1299 *Control area extension (Valdosta, Ga.)*. All that area bounded on the north by Latitude 32°00'00", on the east by Amber civil airway No. 6, on the south by Red civil airway No. 30, and on the west by Red civil airway No. 16.

4. Section 601.1300 is added to read:

§ 601.1300 *Control area extension (Prescott, Ariz.)*. Within 5 miles either side of the northwest course of the Prescott, Ariz., radio range extending from the radio range station to a point 25 miles northwest.

5. Section 601.1301 is added to read:

§ 601.1301 *Control area extension (Winslow, Ariz.)*. Within 5 miles either side of the north and south courses of the Winslow, Ariz., radio range extending from the range station to points 25 miles north and south.

6. Section 601.1984, *5-mile control zones*, is amended by correcting name of airport from "Midland, Tex.: Municipal Airport No. 1" to "Midland, Tex.: Midland Air Terminal."

7. Section 601.2196 *New Castle, Del., control zone.*, is amended by changing name of location from "New Castle, Del., control zone" to "Wilmington, Del., control zone" and by changing name of airport from "New Castle Army Air Field" to "New Castle County Airport."

8. Section 601.2291 is amended to read:

§ 601.2291 *Sault Ste. Marie, Mich., control zone.* Within a 10-mile radius of Kinross Airport, Sault Ste. Marie, Mich., extending 5 miles either side of the ILS localizer course to a point 10 miles northwest of the ILS outer marker compass locator, excluding that portion which lies outside the continental United States.

9. Section 601.2308 is added to read:

§ 601.2308 *Valdosta, Ga., control zone.* All that area within a 10 mile radius of Moody AFB, Valdosta, Ga.

10. Section 601.2309 is added to read:

§ 601.2309 *Valdosta, Ga., control zone.* All that area within a 5 mile radius of the Valdosta Municipal Airport, excluding that portion which overlaps the Moody AFB control zone.

11. Section 601.2310 is added to read:

§ 601.2310 *Oscoda, Mich., control zone.* Within a 10 mile radius of the Oscoda AFB extending 5 miles either side of the ILS localizer course to a point 10 miles southwest of the ILS outer marker compass locator, excluding the portion which overlaps danger areas.

12. Section 601.4606 is amended to read:

§ 601.4606 *Blue civil airway No. 6 (Abilene, Tex., to Muskegon, Mich.)*. Walnut Ridge, Ark., radio range station.

13. Section 601.4643 *Blue civil airway No. 43 (Birmingham, Ala., to Nashville, Tenn.)*, is revoked.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective 0001 e. s. t., April 18, 1952.

[SEAL] F. B. LEE,
Acting Administrator of Civil Aeronautics.

[F. R. Doc. 52-4342; Filed, Apr. 16, 1952; 8:45 a. m.]

[Amdt. 21]

PART 608—DANGER AREAS

ALTERATIONS

The danger area alterations appearing hereinafter have been coordinated with the civil operators involved, the Army, the Navy, and the Air Force, through the Air Coordinating Committee, Airspace Subcommittee, and are adopted to become effective when indicated in order to promote safety of the flying public. Since a military function of the United States is involved, compliance with the notice, procedures, and effective date provisions of section 4 of the Administrative Procedure Act is not required.

Part 608 is amended as follows:

1. In section 608.41, the Cherry Point, North Carolina, area (1), published on August 16, 1950 in 15 F. R. 5429, is amended by changing the "Designated Altitudes" column to read: "From 11,000 feet to 45,000 feet, excluding the airspace over Amber Civil Airway No. 9 between 16,000 feet and 21,000 feet."

2. In section 608.41, a Lake Waccamaw, North Carolina, area (D-402), is added to read:

Name and location (chart)	Description by geographical coordinates	Designated altitudes	Time of designation	Using agency
LAKE WACCAMAW (D-402) (Charlotte Chart).	Beginning at lat. 34°16'35" N, long. 78°23'35" W; due S to lat. 34°14'30" N; SSW to lat. 34°08'15" N, long. 78°27'00" W; WNW to lat. 34°10'30" N, long. 78°32'45" W; NNE to lat. 34°18'25" N, long. 78°28'45" W; ESE to lat. 34°16'35" N, long. 78°23'35" W, point of beginning.	Surface to unlimited.	Continuous.	Dept. of Air Force, Shaw AFB, Sumter, S. C.

(Sec. 205, 52 Stat. 984, as amended; 49 U. S. C. 425. Interprets or applies sec. 601, 52 Stat. 1007, as amended; 49 U. S. C. 551)

This amendment shall become effective on April 18, 1952.

[SEAL] F. B. LEE,
Acting Adminstrator of Civil Aeronautics.

[F. R. Doc. 52-4343; Filed, Apr. 16, 1952; 8:46 a. m.]

TITLE 32A—NATIONAL DEFENSE, APPENDIX

Chapter III—Office of Price Stabilization, Economic Stabilization Agency

[Ceiling Price Regulation 49, Amdt. 1]

CPR 49—WOOD PULP

UNIFORM CEILING PRICES FOR NITRATING WOOD PULP

Pursuant to the Defense Production Act of 1950, as amended, Executive Order 10161 and Economic Stabilization Agency General Order No. 2, this Amendment 1 to Ceiling Price Regulation 49 is hereby issued.

STATEMENT OF CONSIDERATIONS

This amendment to Ceiling Price Regulation 49 establishes uniform dollar-and-cent ceiling prices for nitrating grades of bleached sulphite and bleached sulphate wood pulp. Prior to this amendment, ceiling prices for nitrating wood pulp were determined under section 6 of CPR 49 as special grades, with ceilings established on an individual basis for each producer. The uniform dollar-and-cent prices established by this amendment, therefore, replace the individual ceiling prices established for nitrating wood pulp by letter-orders issued under section 6.

Nitrating pulp is used commercially in the manufacture of nitrated cellulose products such as lacquers, paints, plastics and blasting powders, and is also processed into smokeless powder for the Armed Forces. While there is some variation in the quality of nitrating pulp depending on the particular finished product into which it is converted, the nitrating pulp used for ordnance purposes is comparable to the grade normally supplied for commercial use.

The establishment of ceiling prices for nitrating pulp as a special grade under section 6 of CPR 49 resulted in a wide range of prices for sales for both commercial and military end-use. The Munitions Board of the Department of Defense has requested the Office of Price Stabilization to establish a uniform dollar-and-cent ceiling price for nitrating pulp in order to facilitate military procurement of the material. This request has been made because (1) the Department of Defense, although required by law to make purchases at the lowest available price, has found it impracticable to obtain its total requirements of nitrating pulp from the producer offering such pulp at the lowest price, and (2) the establishment of a uniform ceiling price will assist the Department of De-

fense in its efforts to increase its number of suppliers.

In arriving at the uniform dollar-and-cent ceiling prices established for nitrating pulp by this amendment, consideration was given to the price relationship between standard grades of bleached sulphite and sulphate pulp for papermaking and nitrating pulp under the General Ceiling Price Regulation. The price of $170.00 per ton of nitrating pulp produced by the sulphite process established by this amendment is approximately the same as the average of prices for such pulp during the period January 25 through February 24, 1951.

At the present time, only bleached sulphite wood pulp is used for nitrating purposes. However, since the Department of Defense and the National Production Authority are developing sources of bleached sulphate wood pulp for nitrating, ceiling prices are established by this amendment for both types of wood pulp. The same differential of $30.00 per ton over comparable papermaking grades or wood pulp is established for both "Bleached sulphite—nitrating grade" and "Bleached sulphate—nitrating grade".

It is believed that this action will facilitate the procurement of nitrating wood pulp for ordnance purposes, will assist the Department of Defense and the National Production Authority in establishing their expanded production program for this material, and will result in lower costs to the United States Government.

In formulating this amendment, the Director of Price Stabilization has consulted extensively with industry representatives including trade association representatives and the National Production Authority and the Munitions Board, and has given full consideration to their recommendations. In his judgment, the provisions of this amendment are generally fair and equitable and are necessary to effectuate the purposes of Title IV of the Defense Production Act of 1950.

So far as practicable, the Director of Price Stabilization gave due consideration to the national effort to achieve maximum production in furtherance of the objective of the Defense Production Act of 1950; and to relevant factors of general applicability.

AMENDATORY PROVISIONS

Ceiling Price Regulation 49 is amended in the following respects:

1. Section 4 is amended by adding at the end of the pricing table the following grades and prices:

Bleached sulphite—nitrating grade	$170.00
Bleached sulphate—nitrating grade	175.00

2. Subparagraphs (2) and (3) of section 3 (a) are amended to read as follows:

(2) "Bleached sulphate" consists of any and all grades of wood pulp, except "Bleached sulphate—nitrating grade" and those grades specified in section 6 of this regulation, produced by the sulphate process from the wood of either coniferous or broadleaf trees and bleached to a G. E. Brightness of above 65.

(3) "Bleached sulphite" consists of any and all grades of wood pulp, except "Bleached sulphite—nitrating grade" and those grades specified in section 6 of this regulation, produced by the sulphite process from the wood of either coniferous or broadleaf trees and bleached to a G. E. Brightness of 70 or above.

3. Section 3 (a) is further amended by adding after subparagraph (25) the following two subparagraphs:

(26) "Bleached sulphite—nitrating grade" consists of wood pulp produced by the sulphite process from the wood of either coniferous or broadleaf trees and specially treated and purified so as to meet the specifications required for wood pulp used in the manufacture of either commercial or military nitrated cellulose products.

(27) "Bleached sulphate—nitrating grade" consists of wood pulp produced by the sulphate process from the wood of either coniferous or broadleaf trees and specially treated and purified so as to meet the specifications required for wood pulp used in the manufacture of either commercial or military nitrated cellulose products.

4. Subparagraphs (1) and (2) of section 6 (a) are amended to read as follows:

(1) Dissolving, high alpha and special chemical sulphite except "bleached sulphite—nitrating grade".

(2) Dissolving, high alpha and special chemical sulphate except "bleached sulphate—nitrating grade".

(Sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154)

Effective date. This amendment shall become effective April 18, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 16, 1952.

[F. R. Doc. 52-4454; Filed, Apr. 16, 1952; 4:00 p. m.]

[General Overriding Regulation 14, Amdt. 12]

GOR 14—EXCEPTED AND SUSPENDED SERVICES

TRANSPORTATION AND SPREADING OF AGRICULTURAL LIMING MATERIAL

Pusuant to the Defense Production Act of 1950, as amended, Executive Order 10161 (15 F. R. 6105), and Economic Stabilization Agency General Order No. 2 (16 F. R. 738), this Amendment 12 to General Overriding Regulation 14 is hereby issued.

STATEMENT OF CONSIDERATIONS

This amendment to General Overriding Regulation 14 exempts from price control the rates and charges for the transportation and spreading of agricultural liming materials. Agricultural liming materials, are, generally speaking, any materials that contain calcium alone or calcium and magnesium, in form and quantity sufficient to neutralize soil acidity, and which are sold for agricultural purposes. The term agricultural liming materials is well known among the users of these products and a more complete definition of the term is set forth in the Statement of Considerations which accompanies Ceiling Price Regulation 77.

Agricultural liming materials are generally sold on a delivered-to-farm or delivered-and-spread basis. In some cases, the producer of liming materials makes delivery in his own trucks, while in other cases for-hire carriers are engaged. The producer usually establishes trucking and spreading rates on a geographical basis with a flat rate for hauling into a specified area, such as a county or township. The rate for such a specified area is the same for all truckers who desire to provide the service.

Trucking and spreading of agricultural liming materials is a local, seasonal operation performed mainly by small owner-operators. In very few cases does a carrier operate more than one truck. It is estimated that there are approximately 8,000 of this type of trucker in the United States. Since many of these operators offer both a trucking and a spreading service any accurate allocation of costs is difficult, if not impossible, to obtain.

During 1950, 29,000,000 tons of agricultural liming materials were produced in the United States. Of this total, 23,000,000 tons, or 80 percent, were purchased either directly or indirectly by the United States Department of Agriculture. The extent of the activity of the Department of Agriculture in the agricultural liming materials market will prevent any great fluctuations or undue increases in prices which might otherwise result from decontrolling the rates charged by these truckers and spreaders.

This exemption applies only to the trucking and spreading services and does not apply to sales of the agricultural liming materials themselves, on a delivered-to-farm or a delivered-and-spread basis. Such sales of the materials are subject to CPR 77.

In the formulation of this amendment there has been consultation with industry representatives, including trade association representatives, to the extent practicable, and consideration has been given to their recommendations.

AMENDATORY PROVISIONS

General Overriding Regulation 14 is amended in the following respect:

Paragraph (a) of section 3 is amended by adding at the end thereof the following:

(100) Rates and charges made for the transportation and spreading of agricultural liming materials.

(Sec. 704, 64 Stat. 816, as amended; 50 U. S. C. App. Sup. 2154)

Effective date. This Amendment 12 to General Overriding Regulation 14 shall become effective April 16, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 16, 1952.

[F. R. Doc. 52-4455; Filed, Apr. 16, 1952; 4:00 p. m.]

Chapter VI—National Production Authority, Department of Commerce

[NPA Order M-27, as amended April 16, 1952]

M-27—Collapsible Tubes

This amended order is found necessary and appropriate to promote the national defense and is issued pursuant to the Defense Production Act of 1950, as amended. In the formulation of this amended order there was consultation with industry representatives, including trade association representatives, and consideration was given to their recommendations.

This amended order constitutes a complete revision of NPA Order M-27, as issued January 27, 1951. All provisions restricting the use of aluminum have been eliminated. The provisions restricting the use of tin, although unchanged in substance, have been rewritten for greater clarity. The order is designated and referred to as an "order" and not as a "part", and its sections are numbered from 1 upwards and not from 101.1 upwards.

Sec.
1. What this order does.
2. Definitions.
3. Restrictions on use of tin.
4. Other restrictions.
5. Certification upon delivery of collapsible tubes.
6. Request for adjustment or exception.
7. Records and reports.
8. Communications.
9. Violations.

Authority: Sections 1 to 9 issued under sec. 704, 64 Stat. 816, Pub. Law 96, 82d Cong.; 50 U. S. C. App. Sup. 2154. Interpret or apply sec. 101, 64 Stat. 799, Pub. Law 96, 82d Cong.; 50 U. S. C. App. Sup. 2071; sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.; sec. 2, E. O. 10200, Jan. 3, 1951, 16 F. R. 61; 3 CFR, 1951 Supp.; secs. 402, 405, E. O. 10281, Aug. 28, 1951, 16 F. R. 8789; 3 CFR, 1951 Supp.

Section 1. *What this order does.* This order places restrictions upon collapsible tubes as herein defined. Schedule A of section 3 of this order specifies the amount of tin that may be contained in collapsible tubes, which varies according to the product packaged.

Sec. 2. *Definitions.* As used in this order:

(a) "Collapsible tube" means any collapsible container in the shape of a tube made in whole or in part of tin, and includes any pile pipe made in whole or in part of tin.

(b) "Tin" means any material which contains 1.5 percent or more by weight of the element tin.

(c) "Person" means any individual, corporation, partnership, association, or any other organized group of persons, and includes any agency of the United States Government or of any other government.

(d) "NPA" means the National Production Authority.

Sec. 3. *Restrictions on use of tin.* No person shall purchase, accept delivery of, or use collapsible tubes for the purpose of packaging products except as specifically permitted by the provisions of this section. No product shall be packaged in a collapsible tube unless the product is listed, or is included in a group or class of products which is listed, in Schedule A of this section and unless the percentage of tin contained in the tube, determined on the basis of weight, is no greater than the percentage specified in Schedule A for that product or for the group or class which includes that product: *Provided, however,* That in no event shall any person use for packaging any product a collapsible tube in which the percentage of contained tin, determined on the basis of weight, is greater than the percentage of contained tin, similarly determined, in any collapsible tube which is used for packaging that product as of January 27, 1951.

Schedule A

Product	Permitted tin content of tubes
1. Ointments and other preparations for ophthalmic use.	100 percent.
2. Sulfa drugs in ointment or jelly form.	100 percent.
3. Diagnostic extracts (allergens).	100 percent.
4. Morphine or hypodermic injection.	100 percent.
5. Antibiotics and combinations of antibiotics in ointment and jelly form and antihistamine formulations.	100 percent.
6. (a) Medical and pharmaceutical preparations, such as surgical jelly, which are intended for introduction into the body orifices (nasal, vaginal, rectal).	Not to exceed 12½ percent by weight of tube.
(b) Medical and pharmaceutical ointments (excluding unmedicated petroleum jelly and lanolin).	Not to exceed 12½ percent by weight of tube.
7. Food products for human consumption.	100 percent.
8. Dental cleansing preparations.	Not to exceed 5 percent by weight of tube.
9. Cosmetic and shaving cream.	Not to exceed 3 percent by weight of tube.

Sec. 4. *Other restrictions.* No person shall manufacture, sell, or deliver any collapsible tubes or tube blanks which he knows or has reason to believe will be accepted or used in violation of any provision of this order, or of any other order or regulation of NPA.

Sec. 5. *Certification upon delivery of collapsible tubes.* No manufacturer shall sell or deliver collapsible tubes unless he has received from the purchaser a certificate signed manually. This certificate shall be by letter in substantially the following form, shall constitute a representation to the manufacturer and to NPA, and, once filed by a purchaser with a manufacturer, shall cover all future deliveries of collapsible tubes from the manufacturer to that purchaser:

To ----------, manufacturer:

The undersigned purchaser certifies, subject to criminal penalties, that he is familiar with Order M-27 of the National Production Authority, and that all purchases from you of items regulated by that order, and the acceptance of the same by the undersigned, will be in compliance with said order, and any amendments thereto.

Sec. 6. *Request for adjustment or exception.* Any person affected by any provision of this order may file a request for adjustment or exception upon the ground that such provision works an undue or exceptional hardship upon him not suffered generally by others in the same trade or industry, or that its enforcement against him would not be in the interest of the national defense or in the public interest. In examining requests for adjustment or exception claiming that the public interest is prejudiced by the application of any provision of this order, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each request shall be in writing, by letter in triplicate, and shall set forth all pertinent facts, the nature of the relief sought, and the justification therefor.

Sec. 7. *Records and reports.* (a) Each person participating in any transaction covered by this order shall make and preserve, for at least 3 years thereafter, accurate and complete records of receipts, deliveries, inventories, production, and use, in sufficient detail to permit the determination, after audit, whether each transaction complies with the provisions of this order. This order does not specify any particular accounting method and does not require alteration of the system of records customarily used, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals by those persons who, at the time such microfilm or other photographic records are made, maintain such copies of records in the regular and usual course of business.

(b) All records required by this order shall be made available for inspection and audit by duly authorized representatives of the National Production Authority, at the usual place of business where maintained.

(c) Persons subject to this order shall make such records and submit such reports to the National Production Authority as it shall require, subject to the terms of the Federal Reports Act of 1942 (5 U. S. C. 139–139F).

Sec. 8. *Communications.* All communications concerning this order shall be addressed to the National Production Authority, Washington 25, D. C., Ref: NPA Order M-27.

Sec. 9. *Violations.* Any person who wilfully violates any provision of this order, or any other order or regulation of NPA, or who wilfully furnishes false information or conceals any material fact in the course of operation under this order, is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries

of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

Except as otherwise provided herein, this amended order shall take effect April 16, 1952.

NATIONAL PRODUCTION AUTHORITY,
By JOHN B. OLVERSON,
Recording Secretary.

[F. R. Doc. 52-4450; Filed, Apr. 16, 1952; 11:06 a. m.]

[NPA Order M-50, as amended April 16, 1952]

M-50—ELECTRIC UTILITIES

This order as amended is found necessary and appropriate to promote the national defense and is issued pursuant to the authority of section 101 of the Defense Production Act of 1950 as amended. In the formulation of this order, as amended, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

This amendment affects NPA Order M-50 of December 20, 1951, and as amended by Amendment 1 of February 7, 1952, as follows: Paragraph (p) of section 2 is amended; paragraph (b) (2) of section 44 is amended; Appendices A, B, C, D, and E are amended to provide the full third quarter 1952 quotas of controlled materials for minor requirements and to authorize advance allotments for minor requirements for the fourth quarter of 1952 and the first and second quarters of 1953.

As so amended, NPA Order M-50 reads as follows:

ARTICLE I—GENERAL PROVISIONS

Sec.
1. What this order does.
2. Definitions.
3. Applications for adjustment or exception.
4. Records and reports.
5. Communications.
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45. Inventory restrictions.

AUTHORITY: Sections 1 to 45 issued under sec. 704, 64 Stat. 816, Pub. Law 96, 82d Cong.; 50 U. S. C. App. Sup. 2154. Interpret or apply sec. 101, 64 Stat. 799, Pub. Law 96, 82d Cong.; 50 U. S. C. App. Sup. 2071; sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.; sec. 2, E. O. 10200, Jan. 3, 1951, 16 F. R. 61; 3 CFR, 1951 Supp.; secs. 402, 405, E. O. 10281, Aug. 28, 1951, 16 F. R. 8789; 3 CFR, 1951 Supp.

ARTICLE I—GENERAL PROVISIONS

SECTION 1. *What this order does.* This order provides rules of special application to the procurement and use of materials by electric utilities. It sets forth the procedure by which electric utilities procure materials under the Controlled Materials Plan. It modified the application to electric utilities of CMP Regulations Nos. 2 and 6, as well as other orders and regulations of NPA.

SEC. 2. *Definitions.* (a) "Electric utility" means any individual, partnership, association, corporation, governmental corporation or agency, or any organized group of persons, whether incorporated or not, located in the United States, its territories or possessions, supplying, or having facilities built for supplying, electric power, directly or indirectly, for general use by the public or, in the case of a cooperative, for use by its members. If an electric utility is engaged in the supply of electric power and in other activities, this order shall apply only to the procurement and use of materials required directly or indirectly for the supply of electric power.

(b) "DEPA" means the Administrator of Defense Electric Power Administration.

(c) "Maintenance" means the continuation of any plant, facility, or equipment in sound working condition; and "repair" means the restoration of any plant, facility, or equipment to sound working condition when it has been rendered unsafe or unfit for service by wear and tear, damage, failure of parts, or the like. "Maintenance" and "repair" include the replacement of any equipment regardless of its accounting classification, but neither "maintenance" nor "repair" includes the improvement of any plant, facility, or equipment, or the replacement of material which is in sound working condition with material of a better kind, quality, design, or greater capacity.

(d) "Operating supplies" means material, other than fuel, which is consumed in the course of an electric utility's operations, except in maintenance, repair, and plant additions.

(e) "Gross weight of conductor" means, in the case of overhead lines, the weight of conductor as installed, including steel content in the case of conductor containing steel, without deduction for material salvaged; and in the case of underground lines the copper and aluminum content only, without deduction for material salvaged.

(f) "Line construction" means construction of both overhead and underground lines.

(g) "Net material cost" means the cost of all material, including any commodity, equipment, accessory, part, assembly, or product of any kind, incorporated in plant, less the cost of all material removed from plant, priced in accordance with the electric utility's regular accounting practice.

(h) "Plant addition" means the construction or installation of new facilities or the replacement of existing facilities with facilities of greater capacity. Single plant additions may not be combined or subdivided for purposes of affecting their classification as "major plant additions," as defined in this section. To assist in determining whether particular construction constitutes one, or more than one, plant addition, it shall be considered that a single plant addition consists of:

(1) Any construction of related facilities, excluding maintenance and repair work, which is completed during a continuous period of construction, not interrupted by periods of time such as months or years, except where such interruption is caused by uncontrollable forces, such as adverse weather conditions.

(2) In the case of line construction, a single continuous integrated system of lines, with necessary connected substations. (Thus, several sections of line emanating from different points on a utility's system would be several plant additions, not one plant addition.)

(i) "Major plant addition" means any plant addition which involves one or more of the following:

(1) Line construction designed for operation at more than 15 kv where the plant addition requires more than 10,000 pounds gross weight of conductor; or

(2) Line construction designed for operation at 15 kv or less where the plant addition has a net material cost exceeding $50,000; or

(3) Nonline construction necessary for the generation, transmission, and distribution of electric power, where the plant addition has a net material cost over $50,000, excluding construction of facilities for use as a garage, warehouse, operating headquarters, office building, administrative building, or other similar use, unless such facilities are essential for the generation, transmission, and distribution of electric power.

(j) "Approved major plant addition" means any major plant addition in which DEPA has authorized commencement or continuation of construction.

(k) "Minor requirements" means electric utility requirements of controlled materials and other materials for all purposes (including MRO) except major plant additions, and except construction of facilities for use as a garage, warehouse, office building, administrative building, or other similar use, unless such facilities are essential for the generation, transmission, and distribution of electric power.

(l) "Inventory" of any item of material means new or salvaged material in the possession of an electric utility, unless physically incorporated in plant, without regard to its accounting classification, excluding, however:

(1) Any material specifically set aside on April 1, 1951, for use in time of emergency, and replacement thereof; and

(2) Any material set aside on July 17, 1951, or thereafter, for use in an approved major plant addition. Any material set aside for use in any such major plant addition shall be returned to inventory as soon as it becomes apparent that such material will not be used in such major plant addition.

(m) "Practicable minimum working inventory" means the smallest quantity of material from which an electric utility can reasonably supply its services on the basis of its currently scheduled method and rate of operation. In the absence of unusual circumstances, if the ratio of an electric utility's inventory to its currently scheduled operations is substantially greater than the ratio which it found necessary to maintain between inventory and operations during the recent past, its inventory will be considered excessive.

(n) "Permissible inventory" of any item of material means the quantity of such material which is necessary for use in supplying electric service on the basis of an electric utility's scheduled method and rate of operation pursuant to this order during the succeeding 90-day period, or a practicable minimum working inventory, whichever is less.

(o) "Excess inventory" of any item means that part of an electric utility's inventory of such item which exceeds its permissible inventory of such item.

(p) "Commence construction," "authorized construction schedule," "controlled material," "allotment," "Class A product," "Class B product," "delivery order," and "authorized controlled material order" shall have the meanings respectively assigned to such terms in Revised CMP Regulation No. 6; "repairman" shall have the meaning assigned to such term in CMP Regulation No. 7.

SEC. 3. *Applications for adjustment or exception.* (a) Any electric utility affected by any provision of this order may file a request for adjustment or exception on the ground that such provision works an undue or exceptional hardship upon such utility not suffered generally by other electric utilities, or that its enforcement against such utility would not be in the interest of national defense or in the public interest. Each request shall be in writing, shall set forth all pertinent facts and the nature of the relief sought, and shall state the justification therefor.

(b) Each such request shall be addressed to DEPA and, if approved, DEPA will grant an appropriate adjustment or exception.

SEC. 4. *Records and reports.* (a) Each person participating in any transaction covered by this order shall make and preserve, for at least 3 years thereafter, accurate and complete records of receipts, deliveries, inventories, production, and use, in sufficient detail to permit the determination, after audit, whether each transaction complies with the provisions of this order. This order does not specify any particular accounting method and does not require alteration of the system of records customarily used, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals by those persons who, at the time such microfilm or other photographic records are made, maintain such copies of records in the regular and usual course of business.

(b) All records required by this order shall be made available for inspection and audit by duly authorized representatives of the National Production Authority or DEPA, at the usual place of business where maintained.

(c) Persons subject to this order shall make such records and submit such reports to DEPA as it shall require, subject to the terms of the Federal Reports Act of 1942 (5 U. S. C. 139–139F).

SEC. 5. *Communications.* All communications concerning this order shall be addressed to the Defense Electric Power Administration, Washington 25, D. C., *Ref:* NPA Order M–50.

SEC. 6. *Violations.* Any person who wilfully violates any provision of this order or any other order or regulation of NPA, or who wilfully conceals a material fact or furnishes false information in the course of operation under this order, is guilty of a crime and, upon conviction, may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials, or of using facilities under priority or allocation control, and to deprive him of further priorities assistance.

ARTICLE II—PROCUREMENT OF CONTROLLED MATERIALS GENERALLY

SEC. 21. *Effect on other orders.* (a) This order modifies the application of Revised CMP Regulation No. 6 (Construction) to electric utilities and supersedes any conflicting provisions in Revised CMP Regulation No. 6. All of the provisions of Revised CMP Regulation No. 6 apply to electric utilities except as modified by this order.

(b) The provisions of CMP Regulation No. 5 shall not apply to electric utilities. Electric utilities shall procure materials for maintenance, repair, and operating supplies in the manner provided in Article IV of this order.

(c) The provisions of CMP Regulation No. 7 apply to repairmen doing work for an electric utility. A repairman must use the H–4 allotment symbol to obtain the controlled materials needed to do repair work for an electric utility. Controlled materials so ordered shall constitute a charge against the utility's minor requirements allotments. Controlled materials necessary for the repair of utility customers' electric appliances shall not be ordered by use of the H–4 allotment symbol. Instead, such controlled materials shall be obtained in the manner provided in CMP Regulation No. 7.

(d) The inventory provisions of this order supersede any conflicting provisions in CMP Regulation No. 2 or any other order concerning inventory of controlled materials. For products and materials other than controlled materials, specific inventory limitations in other NPA orders are applicable to electric utilities. In the absence of such other orders the inventory provisions of this order apply.

SEC. 22. *Restrictions on receipt of controlled materials.* Unless prior authorization is granted by DEPA, no electric utility shall receive any controlled materials which were not ordered pursuant to an allotment made by DEPA.

SEC. 23. *Use of allotment numbers, rating designations, and certifications.* Authorized controlled material orders for major plant additions shall show the allotment number H–3; authorized controlled material orders for minor requirements shall show the allotment number H–4. Such orders shall also show the calendar quarter in which the allotment is valid. For example, a delivery order for controlled materials placed pursuant to an allotment valid for the first quarter of 1952 shall be designated as follows:

For major plant additions—

H–3–1Q52

For minor requirements—

H–4–1Q52

In addition, each authorized controlled material order shall be certified as follows:

Certified under Revised CMP Regulation No. 6 and NPA Order M–50

and shall be signed as provided in NPA Reg. 2. DO–H–3 rated orders and DO–H–4 rated orders shall also be certified and signed in such manner.

ARTICLE III—MAJOR PLANT ADDITIONS

SEC. 31. *Restrictions on construction.* No electric utility may commence construction of any major plant addition or use any controlled material in any major plant addition without specific authorization from DEPA. DEPA authorization to commence or continue construction does not necessarily mean that DEPA will allot materials in the amounts requested by any electric utility.

SEC. 32. *Construction schedules and allotments for major plant additions.* A construction schedule for each major plant addition will be authorized by DEPA on Form DEPA 7. Construction schedules will be authorized on the basis of information furnished by electric utilities on Form DEPA 9 submitted for such major plant addition, or pursuant to application made in such manner as DEPA may hereafter require.

SEC. 33. *Required use of excess inventory.* Any electric utility which has an excess inventory of any material shall use such material in approved major plant additions to the extent, and on the earliest date, that such materials are required in any approved major plant addition. In filing applications for allotments of controlled materials for major plant additions, excess inventories shall be taken into account, and in stating its requirements of controlled materials for any major plant addition, no electric utility shall include in its requirements any quantity of material which is available in excess inventory.

SEC. 34. *Authorization to use DO rating to obtain products and materials other than controlled materials for major plant additions.* Subject to any special provisions contained in any appendix to this order, a DO–H–3 rating is hereby assigned to each authorized construction schedule for a major plant addition. This rating may be used only to acquire products and materials other than controlled materials in the minimum practicable amounts required and on a date or dates no earlier than required to fulfill such schedule or to replace in inventory products and materials other than controlled materials used to fulfill authorized construction schedules for major plant additions.

ARTICLE IV—MINOR REQUIREMENTS

SEC. 41. *Allotments of controlled materials for minor requirements.* Subject to the restrictions contained in section 45 of this order, each electric utility is hereby granted an allotment of controlled materials for minor requirements in the amount of its quota for each controlled material as provided in section 42 of this order, and is authorized to use such allotment for minor requirements. No electric utility shall place authorized controlled material orders for minor requirements of any controlled material in excess of its quota for such controlled material. Each authorized controlled materials order for minor requirements shall contain the allotment number H–4 as provided in section 23 of this order.

SEC. 42. *Quarterly controlled material quotas for minor requirements.* Unless DEPA has prescribed otherwise, an electric utility may elect to use either a standard quota or an alternative quota, but may not thereafter change from one quota to the other without the express approval of DEPA.

(a) *Standard quota.* An electric utility's standard quota for any controlled material for any calendar quarter is the percentage specified in the applicable appendix to this order of the quantity of such material which was used for minor requirements in the calendar year 1950 (or, if it operated on a fiscal year basis, in its fiscal year ending nearest to December 31, 1950).

(b) *Alternative quota.* An electric utility's alternative quota for any controlled material for any calendar quarter is the percentage specified in the applicable appendix to this order of the quantity of such material which is used in the corresponding calendar quarter of 1950 (or, if it operated on a fiscal year basis, in the corresponding quarter of its fiscal year ending nearest to December 31, 1950).

(c) *Quota where 1950 base inapplicable.* An electric utility not in operation throughout the year 1950 (calendar or fiscal) shall establish its standard or alternative controlled material quota in accordance with this section by adjusting, in direct proportion, its actual use of such controlled material for part of the year to an annual basis. To determine an alternative quota in such cases, the adjusted annual use may be unequally distributed among 4 quarters to reflect seasonal variations. An electric utility not in operation throughout 1950 shall report to DEPA the controlled material quota which it establishes in accordance with this section. If an electric utility was not in operation during any part of the year 1950 (calendar or fiscal), it may apply to DEPA for a controlled material quota, supplying, in detail, information pertinent to a proper evaluation of its application.

(d) *Quotas established by DEPA.* DEPA may, by notice addressed to individual electric utilities, prescribe quarterly controlled material quotas for minor requirements greater or less than such utility's standard or alternative quotas.

(e) *Emergency excess of quotas.* If an electric utility has so far exhausted its minor requirements allotment that an insufficient allotment remains in any quarter to procure necessary controlled material for maintenance or repair of its equipment or property, other than buildings, which is damaged or destroyed by extraordinary cause such as explosion, fire, sabotage, act of the public enemy, flood, storm, or similar catastrophe, the utility may exceed its minor requirements allotment for that quarter to the extent necessary to procure such controlled material: *Provided however*, That any such excess of minor requirements allotment must be immediately reported, together with the reasons therefor, to DEPA.

SEC. 43. *Applications for increased controlled materials quotas.* Each application for an increased controlled material quota shall contain the following information:

(a) Statement of the amount of any special authorization which the utility has received.

(b) Statement of the total amount, in pounds or tons, of each controlled material requested to be authorized for use in minor requirements during each quarter, including the base period quota permitted by the applicable appendix to this order.

(c) Detailed statement of necessity for larger quota.

(d) Any additional information which may be pertinent to proper evaluation of the application.

SEC. 44. *Authorization to use DO ratings to obtain products and materials other than controlled materials for minor requirements.*—(a) *Assignment of DO–H–4 ratings.* Subject to any special provisions in any appendix to this order, and subject to the provisions of paragraph (b) of this section, each electric utility is hereby authorized to use a DO–H–4 rating to order products and materials other than controlled materials necessary for use in connection with any minor requirements project which involves the use of any portion of its minor requirements allotment of any controlled material, and to order such additional amounts of products and materials other than controlled materials as are necessary for the operation, maintenance, and repair of its electric system.

(b) *Restrictions on the use of the DO–H–4 rating.* Use of the DO–H–4 rating by electric utilities is subject to the following restrictions:

(1) The DO–H–4 rating may be used only to acquire products and materials other than controlled materials in the minimum practicable amounts required and on a date or dates no earlier than required for the purposes specified in paragraph (a) of this section, or to replace in inventory products and materials other than controlled materials used for such purposes.

(2) No electric utility shall use the DO–H–4 rating to obtain any item costing more than $10,000 without specific authorization by DEPA. (For the purposes of this subparagraph, two or more single phase transformers to be operated in one bank shall constitute a single item.) Requests for such authorization may be made by letter setting forth a complete description of the equipment, number of units, name of supplier, purchase value and utility's order number if the order has been placed, and the present and estimated future loads to be served from the installation for which such item is ordered. In addition, the request shall describe the location and facility where the equipment will be installed, such as "69/4.2 kv Bolmer Substation in Fisk, Iowa." If the equipment is for replacement, explain why existing equipment is inadequate. When the equipment is to be used as spare or stand-by facilities such as spare transformers, oil circuit breakers and generator windings, the request shall clearly indicate such equipment is spare, and justify its proposed use on the basis of previous experience, operating characteristics, the number of installations for which the item will serve as spare and for which no other adequate spare facilities are available, and set forth any other information pertinent to proper evaluation of such request.

(3) No electric utility shall use the DO–H–4 rating to obtain any materials on lease.

(4) No electric utility shall use the DO–H–4 rating to obtain any material listed in Schedules I and II of CMP Regulation No. 5, as amended from time to time.

SEC. 45. *Inventory restrictions.* No electric utility shall place delivery orders for, or accept delivery of, any item of controlled material or other material if its inventory of such item is, or by receipt of such material would become, in excess of a permissible inventory. If an electric utility would be authorized by this section to place a delivery order for a quantity of any item of controlled ma-

terial or other material less than the minimum sales quantity of such item, it may accept delivery of the minimum sales quantity of such item. The minimum sales quantity of any item of controlled material shall be the quantity designated in Schedule IV of CMP Regulation No. 1.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942 (5 U. S. C. 139–139F).

This order as amended shall take effect April 16, 1952.

NATIONAL PRODUCTION AUTHORITY,
By JOHN B. OLVERSON,
Recording Secretary.

APPENDIX A OF NPA ORDER M–50—ALUMINUM

1. *Definition.* "Aluminum" means aluminum in the forms and shapes indicated in Schedule I of CMP Regulation No. 1.

2. *Aluminum quotas for minor requirements for second quarter of 1952.*

	Percent
Standard quota	20.0
Alternative quota	80.0

3. *Aluminum quotas for minor requirements for third quarter of 1952.*

	Percent
Standard quota	20.0
Alternative quota	80.0

4. *Advance aluminum quotas for minor requirements.*

	Percent
(a) Fourth quarter, 1952:	
Standard quota	16.0
Alternative quota	64.0
(b) First quarter, 1953:	
Standard quota	15.0
Alternative quota	60.0
(c) Second quarter, 1953:	
Standard quota	12.0
Alternative quota	48.0

5. *Exemption from quantity restrictions.* The quantity restrictions applicable to aluminum shall not apply to any electric utility which orders for delivery, in any calendar quarter, a weight of aluminum which does not exceed 1,000 pounds.

6. *Special provisions for ACSR.* Delivery orders for Aluminum Conductor Steel Reinforced shall bear the allotment symbol H–3 for major plant additions and H–4 for minor requirements plus the appropriate quarter's designation. Orders so placed shall constitute a charge against each utility's aluminum allotment in the amount of the aluminum content of ACSR, but shall not constitute a charge against its steel allotment.

APPENDIX B OF NPA ORDER M–50—COPPER

1. *Definitions.* "Copper" means the shapes and forms indicated in Schedule I of CMP Regulation No. 1 under the headings "Copper and copper-base alloy brass mill products," "Copper wire mill products," and "Copper and copper-base alloy foundry products and powder."

2. *Copper quotas for minor requirements for second quarter of 1952.*

	Percent
Standard quota	13.75
Alternative quota	55.0

3. *Copper quotas for minor requirements for third quarter of 1952.*

	Percent
Standard quota	12.5
Alternative quota	50.0

4. *Advance copper quotas for minor requirements.*

	Percent
(a) Fourth quarter, 1952:	
Standard quota	10.0
Alternative quota	40.0
(b) First quarter, 1953:	
Standard quota	9.4
Alternative quota	37.5
(c) Second quarter, 1953:	
Standard quota	7.5
Alternative quota	30.0

5. *Exemption from quantity restrictions.* The quantity restrictions applicable to copper shall not apply to any electric utility which orders for delivery in any calendar quarter a quantity of copper which does not exceed 1,000 pounds in the aggregate.

6. *Special provisions for Amerductor and Copperweld conductor.* Delivery orders for Amerductor and Copperweld conductor shall bear the allotment symbol H–3 for major plant additions and H–4 for minor requirements, plus the appropriate quarter's designation. Orders so placed shall constitute a charge against each utility's copper allotment in the amount of the copper content of Amerductor or Copperweld conductor, but shall not constitute a charge against its steel allotment.

APPENDIX C OF NPA ORDER M–50—CARBON STEEL

1. *Definition.* "Carbon steel" means carbon steel, including wrought iron, in the forms and shapes indicated in Schedule I of CMP Regulation No. 1.

2. *Carbon steel quotas for minor requirements for second quarter of 1952.*

	Percent
Standard quota	18.75
Alternative quota	75.0

3. *Carbon steel quotas for minor requirements for third quarter of 1952.*

	Percent
Standard quota	18.75
Alternative quota	75.0

4. *Advance carbon steel quotas for minor requirements.*

	Percent
(a) Fourth quarter, 1952:	
Standard quota	15.0
Alternative quota	60.0
(b) First quarter, 1953:	
Standard quota	14.0
Alternative quota	56.0
(c) Second quarter, 1953:	
Standard quota	11.25
Alternative quota	45.0

5. *Exemption from quantity restrictions.* The quantity restrictions applicable to carbon steel shall not apply to any electric utility which orders for delivery in any calendar quarter a quantity of carbon steel which does not exceed 1,000 pounds.

APPENDIX D OF NPA ORDER M–50—ALLOY STEEL (EXCEPT STAINLESS STEEL)

1. *Definition.* "Alloy steel" means alloy steel in the forms and shapes indicated in Schedule I of CMP Regulation No. 1.

2. *Alloy steel quotas for minor requirements for second quarter of 1952.*

	Percent
Standard quota	18.75
Alternative quota	75.0

3. *Alloy steel quotas for minor requirements for third quarter for 1952.*

	Percent
Standard quota	18.75
Alternative quota	75.0

4. *Advance alloy steel quotas for minor requirements.*

	Percent
(a) Fourth quarter, 1952:	
Standard quota	15.0
Alternative quota	60.0
(b) First quarter, 1953:	
Standard quota	14.0
Alternative quota	56.0
(c) Second quarter, 1953:	
Standard quota	11.25
Alternative quota	45.0

APPENDIX E OF NPA ORDER M–50—STAINLESS STEEL

1. *Definition.* "Stainless steel" means stainless steel in the forms and shapes indicated in Schedule I of CMP Regulation No. 1.

2. *Stainless steel quotas for minor requirements for the second quarter of 1952.*

	Percent
Standard quota	18.75
Alternative quota	75.0

3. *Stainless steel quotas for minor requirements for the third quarter of 1952.*

	Percent
Standard quota	11.25
Alternative quota	45.0

4. *Advance stainless steel quotas for minor requirements.*

	Percent
(a) Fourth quarter, 1952:	
Standard quota	9.4
Alternative quota	37.5
(b) First quarter, 1953:	
Standard quota	4.7
Alternative quota	18.25
(c) Second quarter, 1953:	
Standard quota	2.5
Alternative quota	10.0

[F. R. Doc. 52–4451; Filed, Apr. 16, 1952; 11:06 a. m.]

[NPA Order M–73 as amended April 16, 1952]

M–73—MAINTENANCE, REPAIR, INSTALLATION, AND OPERATING SUPPLIES AND MINOR CAPITAL ADDITIONS, FOR RAIL TRANSPORTATION SYSTEMS

This order, as amended, is found necessary and appropriate to promote the national defense and is issued pursuant to the authority granted by the Defense Production Act of 1950, as amended. In the formulation of this amended order, there has been consultation with industry representatives, including trade association representatives, and consideration has been given to their recommendations.

NPA Order M–73 is amended and restated to read as follows:

Sec.

AUTHORITY: Sections 1 to 12 issued under sec. 704, 64 Stat. 816, Pub. Law 96, 82d Cong.; 50 U. S. C. App. Sup. 2154. Interpret or

apply sec. 101, 64 Stat. 799, Pub. Law 96, 82d Cong.; 50 U. S. C. App. Sup. 2071; sec. 101, E. O. 10161, Sept. 9, 1950, 15 F. R. 6105; 3 CFR, 1950 Supp.; sec. 2, E. O. 10200, Jan. 3, 1951, 16 F. R. 61; 3 CFR, 1951 Supp.; secs. 402, 405, E. O. 10281, Aug. 28, 1951, 16 F. R. 8789; 3 CFR, 1951 Supp.

SECTION 1. *What this order does.* The purpose of this order is to provide a uniform procedure under the Controlled Materials Plan by which rail transportation systems may obtain controlled materials and products or materials other than controlled materials for maintenance, repair, and operating supplies (hereinafter collectively referred to as "MRO"), installation, and minor capital additions. Except as otherwise provided, it requires each operator of a rail transportation system to report to NPA his total quarterly requirements for MRO, installation, and minor capital additions, and it explains how he may obtain the materials or products authorized by NPA after a review of such requirements.

SEC. 2. *Definitions.* For purposes of this order:

(a) "Rail transportation system" means and includes the following types of transportation facilities in the United States: A common carrier railroad, a terminal railroad, a switching railroad, a private car line company, a rapid transit system (including a subway and elevated railroad), and a street railway system (including a trolley coach system).

(b) "Operator" means any person to the extent that he owns or operates a private car line company or is engaged in the business of transporting passengers or property over a rail transportation system.

(c) "Person" means any individual, corporation, partnership, association, or any other organized group of persons, and includes any agency of the United States Government or any other government.

(d) "Maintenance" means the minimum upkeep necessary to continue any plant, facility, or equipment in sound working condition, and "repair" means the restoration of any plant, facility, or equipment to sound working condition when it has been rendered unsafe or unfit for service by wear and tear, damage, failure of parts, or the like. "Maintenance" and "repair" include the replacement of any equipment (other than rail motive power and rolling stock) regardless of its accounting classification, but neither "maintenance" nor "repair" includes additions to plant or improvement of any plant, facility, or equipment by replacing materials or products which are in sound working condition. In routine maintenance, repair, and operations, the application of a superior part or a part of superior quality shall not be considered a capital addition, although under established accounting practices such application results in a charge to a capital account.

(e) "Operating supplies" means controlled materials and products or materials other than controlled materials used or consumed in the course of operations of a rail transportation system. Neither the term "operating supplies" nor any other provision of this order includes or applies to any item contained in List A of NPA Reg. 2.

(f) "MRO" means maintenance, repair, and operating supplies, as defined in this section, but does not include installation or minor capital additions.

(g) "Minor capital additions" means any improvement or addition where the total cost of materials or products required does not exceed $2,500 for any one complete capital addition. The term "one complete capital addition" includes all items entering into the improvement or addition as part of a single project or plan whether or not installed or completed at the same time, and the cost of all such items is to be included in figuring the total cost of the addition. No capital addition shall be subdivided for the purpose of bringing it or any part of it within the foregoing definitions.

(h) "Installation" means the setting up or relocation of machinery, fixtures, or equipment, in position for service, and connection thereof to existing service facilities in an existing building, structure, or project, where the total cost of all materials for such setting up or relocation does not exceed $1,000 for any one complete installation: *Provided, however,* That the controlled material used for one complete installation in any existing building, structure, or project, other than an industrial plant, factory, or facility, shall not exceed 2 tons of carbon steel, 200 pounds of copper (copper and copper-base alloy brass mill products, copper wire mill products, or copper and copper-base alloy foundry products and powder), and no aluminum, stainless steel, or alloy steel. Such installation is not construction, as defined in Revised CMP Regulation No. 6. Where such setting up or relocation occurs in connection with the erection of or an extension to a building, structure, or project, it shall not be considered installation for the purposes of this order. No installation may be subdivided for the purpose of bringing it or any part of it within this definition.

(i) "Controlled materials" means steel, copper, and aluminum, in the forms and shapes indicated in Schedule I of CMP Regulation No. 1.

(j) "Authorized controlled material order" means any delivery order for any controlled material (as distinct from a product containing controlled material) which is placed pursuant to an allotment of controlled materials as provided in this order.

(k) "Delivery order" means any purchase order, contract, shipping, or other instruction, calling for delivery of any material or product on a particular date or dates or within specified periods of time.

(l) "NPA" means the National Production Authority.

SEC. 3. *Statements of requirements.* (a) An operator of a rail transportation system who wishes to operate under the provisions of this order shall file an application with NPA on Form NPAF-105 for a quarterly allotment of controlled materials and a quota of products or materials other than controlled materials for MRO, installation, and minor capital additions. He shall state on Form NPAF-105, in the manner prescribed therein, his actual quarterly requirements for such materials and products and shall file such form on a date specified by NPA prior to the beginning of the calendar quarter in which delivery is required.

(b) Where NPA has approved an application wholly or in part, the authorization returned to the applicant shall constitute an allotment of controlled materials in the quantities and in the forms and shapes specified therein and will establish a quota of products or materials other than controlled materials which the applicant is authorized to acquire for MRO, installation, and minor capital additions. NPA may from time to time issue advance allotments and quotas.

(c) Except as provided in sections 6 and 7 of this order, no operator of a rail transportation system shall order controlled materials or products or materials other than controlled materials in the absence or in excess of an allotment or quota issued as provided in this section.

SEC. 4. *Use of allotment symbol U-3 and rating DO-U3.*—(a) *Authorized controlled material orders.* Each operator of a rail transportation system who receives an allotment of controlled materials pursuant to this order may place delivery orders for such controlled materials not exceeding the quantities specified in the allotment. He shall place on each such order, or on a separate piece of paper attached thereto, the allotment symbol U-3, together with the abbreviated designation of the calendar quarter and year for which the allotment is valid, such as U-3-3Q52. Each delivery order shall bear the following certification:

Certified under NPA Order M-73

Such an order shall constitute an authorized controlled material order within the meaning of CMP regulations issued by NPA when signed as provided in section 8 of NPA Reg. 2. The certification shall serve as a representation to the supplier and to NPA that the operator of the rail transportation system is authorized under the provisions of this order to obtain the controlled materials covered by the authorized controlled material order.

(b) *Delivery orders for products or materials other than controlled materials.* Each operator of a rail transportation system who receives an authorization covering products or materials other than controlled materials may place on each delivery order therefor, the rating DO-U3, together with the words "Certified under NPA Order M-73." Such certification shall be signed as provided in section 8 of NPA Reg. 2. This certification shall constitute a representation to the supplier and to NPA that the operator of the transportation system is authorized under the provisions of this order to obtain the products or materials other than controlled materials covered by the delivery order.

(c) *Delivery orders pursuant to CMP Regulation No. 5.* No operator of a rail transportation system shall place orders

pursuant to CMP Regulation No. 5 except as provided in section 7 of this order.

SEC. 5. *Limitations on use of allotment symbol and rating.* (a) Neither the allotment symbol assigned in paragraph (a) of section 4 nor the rating assigned in paragraph (b) thereof shall be applied or extended to obtain any item listed in Schedules I or II of CMP Regulation No. 5. However, an operator of a rail transportation system may obtain such listed items in any calendar quarter without the use of such symbol or rating to the extent authorized each quarter by NPA pursuant to this order. The limitations of this paragraph do not apply to railroad safety and traffic control signs and markers.

(b) Notwithstanding any other provision of this order, no operator of a rail transportation system shall apply, and no other person shall extend, the rating DO–U3 to obtain any item of construction machinery as defined in NPA Order M–43, if the cost of such item is in excess of $1,000 regardless of whether it is a capital addition, improvement, or replacement. The rating DO–U3 may be used in accordance with the provisions of this order to obtain repair or replacement parts for any item of construction machinery as defined in NPA Order M–43.

SEC. 6. *Exceptions due to emergency conditions.* An operator of a rail transportation system may at any time use the allotment symbol U–3 or the rating DO–U3 assigned in section 4 of this order, whichever is applicable, to order for delivery controlled materials and products or materials other than controlled materials necessary for the maintenance or repair of property or equipment damaged or destroyed by extraordinary cause, such as explosion, fire, sabotage, acts of the public enemy, flood, storm, or similar emergency condition: *Provided, however,* That if an operator of a rail transportation system exceeds an allotment or quota issued by NPA for any calendar quarter by virtue of placing a delivery order for any such purpose, the controlled materials or the products or materials other than controlled materials so ordered shall be reported to NPA within 10 calendar days from the date of such delivery order on Form NPAF–105, which shall be accompanied by a statement of the reasons therefor.

SEC. 7. *Rail transportation systems whose requirements are not in excess of $25,000 per quarter.* An operator of a rail transportation system whose aggregate requirements for MRO, installation, and minor capital additions for any calendar quarter are not in excess of $25,000 shall obtain such requirements in accordance with the provisions of CMP Regulation No. 5, unless an election was made prior to July 28, 1951, to operate under the provisions of this order. If an operator's requirements for MRO, installation, and minor capital additions in any particular quarter are in excess of $25,000, such operator shall, for purposes of that quarter, operate under the provisions of this order. No advance allotment or quota will be issued to such person, however.

SEC. 8. *Inventory limitations.* Nothing in this order shall be deemed to authorize an operator of a rail transportation system to order or receive any controlled materials or products or materials other than controlled materials if acceptance thereof would increase his inventory above the limits specified in CMP Regulation No. 2 or NPA Reg. 1, whichever is applicable, or the limit fixed in any other applicable order or regulation of NPA, whichever is less. This does not prevent an operator from maintaining minimum stocks of controlled materials and products or materials other than controlled materials for emergency use, or from acquiring reasonable stocks of printed matter or ties and lumber for seasoning in accordance with the provisions of this order. In addition, an operator may resell products or materials:

(a) To any other operator; or

(b) To another person when such products or materials are to be physically incorporated in repairs of equipment which is used in the maintenance, repair, or operations of the operator's own property: *Provided,* That such products or materials could have been used by the operator in making his own repairs without violation of any of the provisions of this order; or

(c) To the operator's own rail transportation system subsidiaries for the maintenance of track or equipment not owned but either customarily maintained by the operator or his subsidiaries, or for which materials are customarily furnished.

SEC. 9. *Request for adjustment or exception.* Any operator of a rail transportation system affected by any provision of this order may file a request for adjustment or exception upon the ground that such provision works an undue or exceptional hardship upon him not suffered generally by others in the same trade or industry, or that its enforcement against him would not be in the interest of the national defense or in the public interest. In examining requests for adjustment or exception claiming that the public interest is prejudiced by the application of any provision of this order, consideration will be given to the requirements of the public health and safety, civilian defense, and dislocation of labor and resulting unemployment that would impair the defense program. Each request shall be in writing, by letter in triplicate, and shall set forth all pertinent facts, the nature of the relief sought, and the justification therefor.

SEC. 10. *Records and reports.* (a) Each person participating in any transaction covered by this order shall make and preserve, for at least 3 years thereafter, accurate and complete records of receipts, deliveries, inventories, production, and use, in sufficient detail to permit the determination, after audit, whether each transaction complies with the provisions of this order. This order does not specify any particular accounting method and does not require alteration of the system of records customarily used, provided such records supply an adequate basis for audit. Records may be retained in the form of microfilm or other photographic copies instead of the originals by those persons who, at the time such microfilm or other photographic records are made, maintain such copies of records in the regular and usual course of business.

(b) All records required by this order shall be made available for inspection and audit by duly authorized representatives of the National Production Authority, at the usual place of business where maintained.

(c) Persons subject to this order shall make such records and submit such reports to NPA as it shall require, subject to the terms of the Federal Reports Act of 1942 (5 U. S. C. 139–139F).

SEC. 11. *Communications.* All communications concerning this order shall be addressed to the National Production Authority, Washington 25, D. C., Ref: NPA Order M–73.

SEC. 12. *Violations.* Any person who wilfully violates any provision of this order, or any other order or regulation of NPA, or who wilfully furnishes false information or conceals any material fact in the course of operation under this order, is guilty of a crime and upon conviction may be punished by fine or imprisonment or both. In addition, administrative action may be taken against any such person to suspend his privilege of making or receiving further deliveries of materials or using facilities under priority or allocation control and to deprive him of further priorities assistance.

NOTE: All reporting and record-keeping requirements of this order have been approved by the Bureau of the Budget in accordance with the Federal Reports Act of 1942.

This order shall take effect April 16, 1952.

NATIONAL PRODUCTION AUTHORITY,
By JOHN B. OLVERSON,
Recording Secretary.

[F. R. Doc. 52–4452; Filed, Apr. 16, 1952; 11:07 a. m.]

TITLE 39—POSTAL SERVICE

Chapter I—Post Office Department

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

CZECHOSLOVAKIA

In § 127.239 *Czechoslovakia,* amend paragraph (b) (4) by adding the following sentence: "The importation of antibiotic medicines is strictly controlled by the Czechoslovak authorities, and senders should be advised to ascertain in advance of mailing such articles whether the addressees will be permitted to receive them."

(R. S. 161, 396, 398; secs. 304, 309, 42 Stat. 24, 25, 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] J. M. DONALDSON,
Postmaster General.

[F. R. Doc. 52–4310; Filed, Apr. 16, 1952; 8:50 a. m.]

PART 127—INTERNATIONAL POSTAL SERVICE: POSTAGE RATES, SERVICE AVAILABLE, AND INSTRUCTIONS FOR MAILING

MISCELLANEOUS AMENDMENTS

a. In § 127.362 *Tanganyika Territory* amend paragraph (a) (4) to read:

(4) *Special delivery.* Fee 20 cents. (See § 127.19).

b. In § 127.370 *Turkey* make the following changes:

1. Amend subparagraph (6) of paragraph (a) by the addition of the following subdivision:

(vi) Revenue and charity stamps, and canceled or uncanceled postage stamps, are subject to customs duty in Turkey, and letters or letter packages containing them must have Form 2976 (C 1) affixed.

2. Amend paragraph (a) (7) by the addition of the following subdivision:

(iii) Calendars of all sorts, paper or cardboard patterns used in sewing, fashion publications and photographs (except professional periodical publications containing information on sewing handicrafts) must have Form 2976 (C 1) affixed when mailed to Turkey.

c. In § 127.283 *Italy (including the Republic of San Marino)* make the following changes:

1. Amend paragraph (b) (6) by the addition of the following subdivision:

(iii) The contents of gift parcels are limited to the items admitted as "U. S. A. Gift Parcels" (see paragraph (c) (2) of this section) and, in addition, miscellaneous items for personal use up to a value of 10,000 lire (about $16). Such parcels are delivered without import permits but are subject to customs duty.

2. Amend paragraph (c) (2) by adding the following sentence to subdivision (i): "Such parcels exceeding 22 pounds in weight or sent more frequently than one per month to one addressee are subject to customs duty."

(R. S. 161, 396, 398; secs. 304, 309, 42 Stat. 24, 25; 48 Stat. 943; 5 U. S. C. 22, 369, 372)

[SEAL] J. M. DONALDSON, *Postmaster General.*

[F. R. Doc. 52-4308; Filed, Apr. 16, 1952; 8:49 a. m.]

PART 137—FIELD SERVICE

MISCELLANEOUS AMENDMENTS

a. In § 137.2 *Appointment and removal of postmasters* amend paragraph (f) (1) by striking out the language following the colon and inserting in lieu thereof the following:

Third-class offices, 21 years;

Second-class offices, 23 years;

First-class offices where receipts are less than $300,000 per annum, 25 years;

And first-class offices where receipts are $300,000, and more, 30 years.

b. In § 137.14 *Appointments in Railway Mail Service* amend the Note following paragraph (b) by adding the following paragraph thereto:

See § 1.11, as amended, of Part 1 of this chapter as to authority delegated to Bureau of Transportation in handling personnel matters.

(R. S. 161, 396; secs. 304, 309, 42 Stat. 24, 25; 5 U. S. C. 22, 369)

[SEAL] V. C. BURKE, *Acting Postmaster General.*

[F. R. Doc. 52-4309; Filed, Apr. 16, 1952; 8:50 a. m.]

TITLE 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

Subchapter B—Carriers by Motor Vehicle

[No. MC-C-258]

PART 170—COMMERCIAL ZONES AND TERMINAL AREAS

KANSAS CITY, MO.-KANSAS CITY, KANS.

At a session of the Interstate Commerce Commission, Division 5, held at its office in Washington, D. C., on the 7th day of April A. D. 1952.

It appearing, that, on July 26, 1950, the order recommended by the examiner in the above-entitled proceeding became effective by operation of law as the order of the Commission describing the zone adjacent to and commercially a part of Kansas City, Mo.-Kans.;

It further appearing, that, by petition, dated February 13, 1952, Highway Carriers Association, Inc., seeks redefinition and extension of the said Kansas City, Mo.-Kans., commercial zone;

It further appearing, that said petition has been tendered for filing after the expiration of the time provided by Rule 101 (e) of the general rules of practice for the filing of such petition;

And it further appearing, that section 203 (b) (8) of the Interstate Commerce Act (49 U. S. C. 303 (b) (8)) and the transportation of passengers and property by motor vehicle, in interstate or foreign commerce, wholly within a municipality, or between contiguous municipalities, or within a zone adjacent to and commercially a part of any such municipality being under consideration, and good cause appearing therefor;

It is ordered, that Rule 101 (e) of the general rules of practice be, and it is hereby, waived;

It is further ordered, that said proceeding be, and it is hereby, reopened for further consideration;

It is further ordered, that section 170.8 *Kansas City, Mo.-Kansas City, Kans.*, the order entered in this proceeding on July 26, 1950 (17 F. R. 235), be, and it is hereby, vacated and set aside and the following revision is hereby substituted in lieu thereof:

§ 170.8 *Kansas City, Mo.-Kansas City, Kans.* The zone adjacent to and commercially a part of Kansas City, Mo.-Kans., in which transportation by motor vehicle, in interstate or foreign commerce, not under a common control, management, or arrangement for a continuous carriage or shipment to or from a point beyond the zone is partially exempt under section 203 (b) (8) of the Interstate Commerce Act (49 U. S. C. 303 (b) (8)) from regulation, includes and is comprised of all the area bounded by a line as follows:

Beginning at the north end of the Fairfax Bridge across the Missouri River, thence north and east along U. S. Highway 69 to the first point where said highway intersects the corporate limits of Kansas City, Mo.; thence along said corporate limits to Claycomo, Mo., thence north, east, south, northwest and south along the corporate limits of Claycomo as constituted on May 8, 1951, to the corporate limits of Kansas City, Mo.; thence continuing along said corporate limits to the Missouri River; thence due south across the Missouri River and along the south bank thereof to and including Cement City; thence southwest along county road 7E to Sugar Creek Road (4N); thence along Sugar Creek Road (4N) to a common junction thereof with U. S. Highway 24 and an unnumbered highway; thence southeast over such unnumbered highway to its junction with Jones Road and south thereon and on Necessary Road to Holke Road; thence west thereon to Kiger Road; thence south thereon to Evans & Sheley Lane; thence west thereon to Noland Road (U. S. Highway 71 Bypass); thence south thereon to junction with U. S. Highway 40; thence west along U. S. Highway 40 and Alternate U. S. Highway 40 to Norfleet Road; thence south thereon to Smith Road (or unnumbered highway representing an extension thereof); thence generally west thereon to Woodson Road; thence south on Woodson Road to junction with an unnumbered east-and-west road somewhat south of Wildwood Lakes; thence west over such east and west road to Raytown South Road; thence south on Raytown South Road (5E) to Bannister Road; thence west on Bannister Road to Blue Ridge Boulevard Extension (county road 4E); thence south on Blue Ridge Boulevard Extension to junction with Red Bridge Road, east of Hickman Mills; thence west through Hickman Mills on Red Bridge Road (county road 10S) to the Missouri-Kansas State line; thence north along the Missouri-Kansas State line to James Road (103d Street); thence west on James Road to Lee Boulevard; thence north on Lee Boulevard to 95th Street; thence west on 95th Street to Metcalf Road (U. S. Highway 69); thence north on Metcalf Road to 87th Street; thence west on 87th Street (which becomes Kansas Highway 58 at Antioch Road) to junction Kansas Highway 58 and U. S. Highway 169; thence north on U. S. Highway 169 to junction with Kansas Highway 10; thence west on Kansas Highway 10 to junction with Pflumm Road (old Kansas Highway 10, sometimes known as Alternate Kansas Highway 10); thence along Pflumm Road and north to Fisher Lane (55th Street); thence east on Fisher Lane to Halsey Street; thence north on Halsey Street to 51st Street (also known as Quivira Drive); thence east on 51st Street to O'Hara Road; thence north to Hester Road; thence west thereon to Holliday Road; thence southwest along Holliday Road to a point directly south of Morris; thence north through Morris to Muncie; thence northeast from Muncie on Kansas Highway 32 to its junction with Francis Road; thence generally north along Francis Road to its junction with U. S. Highway 40; thence east on U. S. Highway 40 to its junction with Brenner Heights Road; thence generally north on Brenner Heights Road to Parallel Avenue; thence west along Parallel Avenue to Woester Meyer Road; thence north on Woester Meyer Road to junction with Kansas Highway 5; thence due north for a distance of one-half mile; thence east, following a line parallel to Kansas Highway 5, to Mahaney Road; thence north thereon to its junction with Dickinson Road; thence east on Dickinson Road to Nearman; thence north to the Missouri River and thence east and south along the south bank of the Missouri River to Fairfax Bridge; thence across the bridge to point of beginning.

(49 Stat. 546, as amended; 49 U. S. C. 304. Interprets or applies 49 Stat. 543, as amended, 544, as amended; 49 U. S. C. 302, 303)

And it is further ordered, that this order shall become effective May 26, 1952, and shall continue in effect until the further order of the Commission.

By the Commission, Division 5.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4324; Filed, Apr. 16, 1952; 8:54 a. m.]

[Ex Parte MC-37]

PART 170—COMMERCIAL ZONES AND TERMINAL AREAS

PASSENGERS; FREIGHT FORWARDERS

It appearing, that by an order (17 F. R. 1726) entered February 11, 1952, in the above entitled proceeding, §§ 170.35, 170.37, 170.41, 170.45, and 170.48, rules for the construction of certificates and permits issued to motor carriers under Part II of the Interstate Commerce Act and to freight forwarders under Part IV of the said act were established and further that the limits of the terminal areas of motor carriers and freight forwarders contemplated by section 202 (c) of the said act were determined.

It is ordered, That the effective date of the said order, insofar as it relates to the operation of motor carriers of property, be and it is hereby extended to April 22, 1952.

It is further ordered, That the effective date of said order insofar as it relates (1) to operations of motor carriers of passengers and (2) to the operations of freight forwarders, be and it is hereby extended to July 15, 1952.

And it is further ordered, That insofar as the said order applies to motor carriers of passengers or to freight forwarders, the time allowed by Rule 101 (e) of the Commission's general rules of practice for the filing of petitions for reopening, reconsideration further hearing, or other relief, be and it is hereby extended to May 15, 1952.

Notice of this order shall be given to the general public by depositing a copy thereof in the office of the Secretary of the Commission at Washington, D. C., and by filing it with the director of the Division of the Federal Register.

(49 Stat. 546, as amended; 49 U. S. C. 304. Interprets or applies 49 Stat. 543, as amended; 49 U. S. C. 302)

Dated at Washington, D. C., this 14th day of April A. D. 1952.

By the Commission.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4323; Filed, Apr. 16, 1952; 8:53 a. m.]

PROPOSED RULE MAKING

DEPARTMENT OF AGRICULTURE

Production and Marketing Administration

[7 CFR Part 912]

[Docket No. AO-29-A8]

HANDLING OF MILK IN THE DUBUQUE, IOWA, MARKETING AREA

NOTICE OF RECOMMENDED DECISION AND OPPORTUNITY TO FILE WRITTEN EXCEPTIONS WITH RESPECT TO A PROPOSED AMENDMENT TO THE TENTATIVE MARKETING AGREEMENT, AND TO THE ORDER, AS AMENDED

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), hereinafter referred to as the "act," and the applicable rules of practice and procedure, as amended, governing the formulation of marketing agreements and orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of the recommended decision of the Assistant Administrator, Production and Marketing Administration, United States Department of Agriculture, with respect to a proposed amendment to the tentative marketing agreement and to the order, as amended, regulating the handling of milk in the Dubuque, Iowa, marketing area. Interested parties may file exceptions to this decision with the Hearing Clerk, United States Department of Agriculture, Room 1353, Washington 25, D. C., not later than the close of business on the 10th day after publication of this decision in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate.

Preliminary statement. The hearing on the record of which the proposed amendment was formulated was conducted at Dubuque, Iowa, on November 23, 1951, pursuant to notice thereof which was issued on November 16, 1951 (16 F. R. 11873).

The material issues of record related to:

1. Revising the level of Class I prices.
2. Revising the list of plants used in determining Class II prices, and
3. Revising the Class III price and the Class III butterfat differential to handlers.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evidence in the record.

1. The Class I price should be revised.

The evidence indicates that the Quad Cities and Chicago markets are becoming increasingly competitive with the Dubuque market in the procurement of supplies. The Quad Cities market is now drawing producers from within a few miles of the city limits of Dubuque. Many of these are producers who have left the Dubuque market within the past few months. Several plants adjacent to the Wisconsin portion of the milkshed have, in recent months, become Grade A plants and begun the delivery of milk to the Chicago market. The evidence indicates that these plants are paying premiums in excess of the applicable uniform price announced under the Chicago order. In some cases the prices received by producers are in excess of the uniform price announced under the Dubuque order. It was further testified that for many producers the costs of hauling to these plants would be less than the cost of having their milk hauled to Dubuque.

It appears likely that the competition between Dubuque and the other two markets will increase rather than diminish in the future. Accordingly it appears that the Class I price in the Dubuque market must follow a pattern similar to that of Class I prices in the Quad Cities and Chicago markets, or it will be at a competitive disadvantage in the procurement of supplies.

Prior to the most recent amendments to the Quad Cities and Chicago orders, the Dubuque Class I price averaged approximately 10 cents lower than the Quad Cities price and 10 cents higher than the Chicago price. The differentials in the latter markets are fixed at levels which will maintain a difference of approximately 20 cents between the Class I prices. In order to maintain a proper balance between the three markets, it appears that the Class I price in the Dubuque order should be fixed 10 cents less than in Quad Cities.

The problem of maintaining a proper relationship between these markets is further enhanced by the provision of the Chicago order whereby the Class I differentials is raised or lowered within specified limits as the ratio of producer receipts to Class I sales varies from the normal seasonal index set forth in the order. In the Quad Cities order this problem has been treated by the inclusion of a proviso establishing the Class I price at levels not less than the price announced for the 70 mile zone under the Chicago order, plus 20 cents. Since the Quad Cities market at the present time competes more directly with Dubuque than does Chicago the Class I price under the Dubuque order should be directly related to the Quad Cities price. Accordingly it is concluded that the amended order should establish a Class I price equivalent to the Class I price announced for the Quad Cities market, minus 10 cents.

The producers' association argued that the Class I price should be raised to the same level as that existing in Quad Cities. Handlers proposed a slight increase in Class I differentials but opposed the provision which would cause the Class I price to increase directly whenever the Quad Cities or Chicago

price increased. The evidence indicates, however, that a Class I price 10 cents lower than that in Quad Cities has maintained an adequate supply of milk for the Dubuque market. Accordingly this relationship should be maintained, and the proposals of both the producer association and the handlers should be modified to this extent.

2. The list of plants used in determining Class II prices should be revised.

Originally the plants listed were identical to those used in determining class prices under the Quad Cities order. In recent amendments to the Quad Cities order it was found advisable to revise the list of plants to provide a base more representative of actual conditions in the milkshed. Because of the similarity of conditions in the two milksheds and the desirability of keeping prices in the two orders in alignment, the list of plants in the two orders should be identical. Accordingly the plants of the Dean Milk Company at Pearl City, and Pecatonica, Illinois and of the Pet Milk Company at Shullsburg, Wisconsin, should be deleted from the list. The plant of the Carnation Company at Waverly, Iowa should be added to the list. This change in plants will have little effect on the average of class prices since there has been very little difference in the average prices paid by the several plants on an annual basis. The change will however reflect short run differences in price and will serve to maintain a closer relationship in the Class prices between Quad Cities and Dubuque.

3. No change should be made in the Class III price. The notice of hearing contained a proposal by the producers association that the Class III price be based on the market values of butter and nonfat dry milk solids rather than on the market for Cheddar cheese as is the case at the present time. At the hearing, however, the association proposed that a proviso be added to the Class III price whereby the price should never be less than the Class II price.

In support of this proviso the association stated that there was a ready market in Class II for all milk not needed on the market. It pointed out that since August it had been able to dispose of all its excess reserves to a Swiss cheese factory a few miles from Dubuque. A witness for the association stated he was sure that this plant would be in a position to accept all the reserve milk of the Dubuque market during the entire year of 1952, and possibly for a longer period and suggested that in the event he was wrong the proviso could be suspended. The evidence, however, shows that no milk was disposed of to the Swiss cheese plant until the middle of August, well after the peak production had passed. It is further shown that of the reserve supplies of the market only a small percentage is controlled by the cooperative association. Even assuming that the association were able to dispose of its excess at the Class II price, there is no direct evidence the plant in question would be able or willing at all times to absorb the entire excess supplies of the market. Accordingly the proposal to fix the Class III price not less than the Class II price should be denied.

The proposal to base Class III prices on butter and nonfat dry milk solids rather than on cheese would, on present commodity prices, result in an increase in the Class III price. The evidence indicates, however, that there are no drying facilities readily available to the market. The nearest plant to Dubuque which has drying equipment is located at Mt. Carroll, Illinois, approximately 50 miles distant. This plant is equipped only for the manufacture of roller powder. The only plants in or adjacent to the market having facilities for handling Class III milk must manufacture it into either cheddar cheese or butter and casein. The testimony does not indicate that the present formula provides a too liberal handling allowance to manufacturers of these commodities. Accordingly it must be concluded that no change be made in the present Class III price under conditions existing in the market today.

The proposal to change the Class III butterfat differential was an integral part of the proposal to change the Class III price and since no change has been recommended in the Class III price, the butterfat differential likewise should not be changed.

General findings. (a) The proposed marketing agreement and the order amending the order, as amended, and all of the terms and conditions thereof will tend to effectuate the declared policy of the act;

(b) The parity prices of milk as determined pursuant to section 2 of the act are not reasonable in view of the price of feeds, available supplies of feeds, and other economic conditions which affect market supply of and demand for milk in the marketing area, and the minimum prices specified in the proposed marketing agreement and the order amending the order, as amended, are such prices as will reflect the aforesaid factors, insure a sufficient quantity of pure and wholesome milk and be in the public interest; and

(c) The proposed order amending the order, as amended, will regulate the handling of milk in the same manner as, and will be applicable only to persons in the respective classes of industrial and commercial activity specified in, a marketing agreement upon which a hearing has been held.

Proposed findings and conclusions. Briefs were filed on behalf of the cooperative association and one of the proprietary handlers in the market. The briefs contained proposed findings of fact, conclusions, and argument with respect to the proposals discussed at the hearing. Every point covered in the briefs was carefully considered along with the evidence in the record in making the findings and reaching the conclusions hereinbefore set forth. To the extent that such suggested findings and conclusions contained in the briefs are inconsistent with the findings and conclusions contained herein the request to make such findings or to reach such conclusions are denied on the basis of the facts found and stated in connection with the conclusions in this decision.

Recommended marketing agreement and order, amending the order, as amended. The following order amending the order, as amended, is recommended as the detailed and appropriate means by which the foregoing conclusions may be carried out. The recommended marketing agreement is not included in this decision because the regulatory provisions thereof would be identical with those contained in the order, as amended, and as hereby proposed to be further amended.

1. Delete § 912.5(a)(1) and substitute therefor the following:

(1) *Class I milk.* The price established per hundredweight of Class I milk under Order No. 44, as amended, regulating the handling of milk in the Quad Cities marketing area, minus 10 cents.

2. Revise the list of plants contained in § 912.5 (a) (2) (i) to read as follows:

Present operator of plant and location

Amboy Milk Products Co., Amboy, Ill.
Borden Co., Dixon, Ill.
Borden Co., Sterling, Ill.
Carnation Co., Morrison, Ill.
Carnation Co., Oregon, Ill.
Carnation Co., Waverly, Iowa.
United Milk Products Co., Argo Fay, Ill.

Filed at Washington, D. C., this 11th day of April 1952.

[SEAL] ROY W. LENNARTSON,
Assistant Administrator.

[F. R. Doc. 52-4356; Filed, Apr. 16, 1952; 8:50 a. m.]

[7 CFR Part 924]

[Docket No. AO-225-A2]

HANDLING OF MILK IN THE DETROIT, MICH., MARKETING AREA

NOTICE OF HEARING ON PROPOSED AMENDMENTS TO THE TENTATIVELY APPROVED MARKETING AGREEMENT AND TO THE ORDER NOW IN EFFECT

Pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U. S. C. 601 et seq.), and the applicable rules of practice and procedure governing the formulation of marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of a public hearing to be held at the Park-Sheraton Hotel, Woodward and Kirby Streets, Detroit, Michigan, beginning at 10:00 a. m., e. s. t., May 12, 1952, for the purpose of receiving evidence with respect to proposed amendments hereinafter set forth, or appropriated modifications thereof, to the tentative marketing agreements heretofore approved by the Secretary of Agriculture, and to the order now in effect, regulating the handling of milk in the Detroit, Michigan, marketing area. These proposed amendments have not received the approval of the Secretary of Agriculture.

Amendments proposed by nine handlers in the Ann Arbor-Ypsilanti Territory:

1. a. Amend § 924.5 to omit from the marketing area the townships of Ann Arbor, Superior, and Ypsilanti in Washtenaw County and Canton, Van Buren and Sumpter in Wayne County and, fur-

ther, include in the marketing area only an adjacent and contiguous territory within which the population is not less than 7,500 persons per township.

b. Amend § 924.5 to add the townships of Highland, Milford, and Lyon in Oakland County, the townships of Handy, Howell, Oceola, Hartland, Iosco, Marion, Genoa, Brighton, Unadilla, Putnam, Hamburg, and Green Oak in Livingston County, the townships of Wheatfield, LeRoy, Ingham, White Oak, Bunker Hill, and Stockbridge in Ingham County, the townships of Waterloo, Grass Lake, and Norvell in Jackson County, the townships of Cambridge, Franklin, Clinton, Tecumseh, and Macon in Lenawee County, the townships of Milan, London, and Exeter in Monroe County, and all townships of Washtenaw County which are not presently specified in the order.

By V. A. Nye Dairy:

2. Amend § 924.6 (a) by inserting after the words "in the marketing area" the phrase "in the amount of 50,000 pounds of milk per day".

By Bodker Dairy Company:

3. Amend § 924.6 (b) to include approval by the Wayne County Health Department.

By Michigan Milk Producers' Association:

4. Amend § 924.6 (b) to read as follows: "A person who operates a plant other than one described in paragraph (a) of this section, which is approved by the Department of Health of the City of Detroit, Ann Arbor, Pontiac, or Port Huron, for the handling of milk for consumption as Class I milk in the market-in area, except such a plant from which less than *50* percent of its dairy farm supply of milk *not used for out of area Class I sales* is moved to a plant described in paragraph (a) of this section in each of the months of *October*, November, December, and *January* of each year after 1951." (Changes italicized.)

By Michigan Producers Dairy Company:

5. Amend § 924.6 (b) to read as follows: "A person who operates a plant other than one described in paragraph (a) of this section, which is approved by the Department of Health of the City of Detroit, Ann Arbor, Pontiac or Port Huron, for the handling of milk for consumption as Class I milk in the marketing area, and gives notice to the Market Administrator in writing not later than the 5th day of the delivery period in each of the delivery periods of October, November and December, that it is able and willing to ship as milk in fluid form, to any plant or plants which processes and packages Class I milk, all or part of which is disposed of in the marketing area, at prices and terms therein stated, a specified amount of milk in fluid form during the remaining portion of the delivery period covered by such notice which together with such amount as it has disposed of as Class I milk in said delivery period shall be not less than 20 percent of the milk received by it from dairy farmers during the preceding delivery period. Upon receipt of such notice the market administrator shall forthwith make the offer and terms thereof public by transmitting the same to all handlers."

By the Borden Company, Detroit Creamery Company, Johnson Milk Company, Inc., and Twin Pines Farm Dairy, Inc.:

6. Extend reporting and payment dates in the order by 2 days.

By the Borden Company, Detroit Creamery Company, Twin Pines Farm Dairy, Inc., and Ira Wilson & Sons Dairy Co.:

7. Amend § 924.41 (b) to include inventory variation in the lowest priced classification.

By C. F. Burger Creamery Co.:

8. Exempt milk disposed of to public, private or parochial schools from Class I and place such milk in the lowest classification.

By Johnson Milk Company, Inc.:

9. Amend § 924.41 to provide for four classses as follows: "Class I duplicate the present Class I definition. Class II Cream, half and half, and any cream products having more than 6 percent butterfat. Class III Cottage cheese, ice cream and ice cream mix, evaporated and condensed, powdered skim and whole milk and any product not included in Classes I, II or IV. Class IV Cheese (except cottage cheese), sweet and salted butter, livestock feed, dumped or shrinkage up to 2 percent of producer receipts."

By Michigan Producers Dairy Company:

10. Amend § 924.41 to read as follows:

§ 924.41 *Classes of utilization.* Subject to the conditions set forth in § 924.42 and 924.43 the classes of utilization shall be:

(a) Class I utilization shall be all skim milk and butterfat (1) disposed of for consumption in fluid form as milk, flavored milk, skim milk or buttermilk; and (2) not accounted for as Class II or Class III utilization.

(b) Class II utilization shall be all skim milk and butterfat (1) disposed of for fluid consumption as sterilized flavored milk drinks or sweet or sour cream; or (2) used to produce ice cream or ice cream mix, cheese (including cottage cheese), evaporated or condensed whole or skim milk, sweetened or unsweetened disposed of in bulk or in hermetically sealed cans, or livestock feed, or dumped; or (3) in shrinkage of producer milk up to 2 percent of receipts from producers; or (4) in shrinkage of other source milk.

(c) Class III utilization shall be all skim milk and butterfat used to produce dried whole milk, nonfat dry milk solids or butter.

By the Borden Company, Detroit Creamery Company, Johnson Milk Company, Inc., Twin Pines Farm Dairy, Inc., and Ira Wilson & Sons Dairy Co.:

11. Amend § 924.50 by deleting paragraphs (a), (b) and (c) and by substituting the following plants for those listed in paragraph (d):

Borden: 10 local condenseries.
Detroit Creamery (Add the following to those listed in the order):
Elsie Cooperative Creamery Co., Elsie, Mich.
Michigan Producers Dairy Co., Sebewaing, Mich.
Michigan Producers Dairy Co., Adrian, Mich.
The Nestle Co., Ubly, Mich.
Borden Co., Perrinton, Mich.
Johnson (Add the following to those listed in the order):
Michigan Producer Dairy, Adrian, Mich.
Michigan Producer Dairy, Sebewaing, Mich.
The Nestle Co., Ubly, Mich.
Libbys, Perrinton, Mich.
Twin Pines: (Add the following plants to those listed in the order):
Elsie Cooperative Creamery, Elsie, Mich.
Borden Company, Perrinton, Mich.
Nestle Milk Products Co., Ubly, Mich.
Michigan Producers Dairy, Sebewaing, Mich.
Ira Wilson:
Pet Milk Company, Hudson, Mich.
Elsie Cooperative Creamery, Elsie, Mich.
Borden Company, Perrinton, Mich.
Nestle Milk Products Company, Ubly, Mich.
Michigan Producers Dairy Co., Adrian, Mich.
Kraft Cheese Company, Pinconning, Mich.

By 3 Cooperatives represented by Lane, Downing & DeMuth:

12. Amend § 924.50 (d) by substituting the Pinconning, Michigan plant of Kraft Cheese Co. for this firms' plant at Clare, Michigan.

By the Borden Company and Twin Pines Farm Dairy, Inc.:

13. Add the Class I price differential to the basic formula price for the preceeding month and announce the Class I price at the beginning of the delivery period.

By Johnson Milk Company, Inc.:

14. Make suitable provision whereby a suitable neutral month might be determined for the payment of Class I milk based upon the current month's price; further to provide that the payment for all other classes of milk be predicated on the previous month's price.

By Detroit Creamery Company:

15. Amend § 924.51 (a) to provide that the premium over basic formula price be varied seasonally.

By Johnson Milk Company, Inc.:

16. Amend § 924.51 (a) to provide that $1.40 be added to the basic formula price during July through November, $1.10 during December through April, and $.80 during May and June.

By Ira Wilson & Sons Dairy Co.:

17. Amend § 924.51 to read as follows:

§ 924.51 *Class I milk price.* (a) The minimum price per hundredweight to be paid by each handler f. o. b. his plant as described in § 924.60 and subject to the distance differential provided in § 924.60 (b) for milk of 3.5 percent butterfat content received from producers, during the month, which is classified as Class I utilization shall be the basic formula price plus $2.00 multiplied by the percentage of Class I utilization as defined in paragraph (b) of this section.

(b) The percentage of Class I utilization shall be the total pounds of Class I utilization by handlers for the current month divided by the total pounds of producer milk for the current month as computed by the market administrator to the nearest full percentage point.

By 3 Cooperatives Represented by Lane, Downing & DeMuth:

18. Amend § 924.51 by adding the following:

(c) *Provided*, That any milk sold by a Cooperative Association outside of the marketing area but within 275 miles of the City Hall of Detroit, Michigan, shall be settled for with the market administrator at the Class I price less $0.50.

By the Borden Company:

19. Lower the tabulation in § 924.51 (b) by 5 percentage points.

By Detroit Creamery Company:

20. Reduce the monthly percentage in § 924.51 (b) by 5 full points and make provision for the annual revision of these percentages.

By Johnson Milk Company, Inc.:

21. Change the percentages listed in § 924.51 (b) to reflect the true market conditions relative to the supply amount, the fluid milk sales requirements, in the month of November it is not necessary to have the percentage figure read more than 115, all other months throughout the year to reflect the November change.

By Twin Pines Dairy, Inc.:

22. Amend § 924.51 (b) by substituting the following percentages for those listed:

January	121.7	July	144.4
February	123.3	August	139.7
March	130.2	September	130.3
April	137.8	October	123.9
May	150.7	November	117.5
June	156.7	December	120.9

and provide that the price change 15 cents per hundredweight whenever the ratio varies more than 5.0 full percentage points from the above in lieu of 7.5 percentage points in the first bracket.

By The Borden Company, Detroit Creamery Company and Twin Pines Farm Dairy, Inc.:

23. Exclude Class I sales to nonhandlers from the computation of utilization in § 924.51 (b).

By Johnson Milk Company, Inc.:

24. Make suitable provision to define the total supply and total sales of milk used to determine the increase or the decrease of premiums added to or subtracted from the cost of Class I milk sales.

By The Borden Company and Twin Pines Farm Dairy, Inc.:

25. Make the supply-demand ratio of receipts to Class I sales apply to the month immediately following the two months used in the ratio computation instead of having a one-month delay.

By The Borden Company, Detroit Creamery Company and Ira Wilson & Sons Dairy Co.:

26. Establish the Class II price at the average of the local plants listed in Proposal No. 11 for the current month.

By Twin Pines Farm Dairy, Inc.:

27. Amend § 924.52 to provide that the butter-powder prices under paragraph (a) (1) and (2) shall be used as the Class II price (if higher than paragraph (b)) only during the months of September through the following February.

By Johnson Milk Company, Inc.:

28. Price the several classes of milk specified in Proposal No. 9 as follows:

Class II Milk Price, to the formula price add 0.15 per hundredweight for the months of July through November inclusive; add 0.10 per hundredweight to the formula price for the months of December through April inclusive; add 0.05 to the formula price for the months of May and June.

Class III Milk Price shall be the formula price at the point of receipt from milk producers, less a proper transportation allowance if milk is moved for final disposition.

Class IV Milk Price shall be the average per pound of 92 score Chicago butter as reported by the USDA, subtract 0.05, add 20 percent thereof and multiply by 3.5.

By Michigan Producers Dairy Company:

29. Provide a price for Class III milk as specified in Proposal No. 10 as follows:

Class III milk price. The minimum price per hundredweight to be paid by each handler, f. o. b. his plant as described in § 924.6 (as proposed amended) for milk of 3.5 percent butterfat content received from producers or from a cooperative association, during the month, which is classified as Class III utilization, shall be the price as computed by the market administrator pursuant to paragraph (a) of this section:

(a) The price per hundredweight computed by adding together the plus values pursuant to subparagraphs (1) and (2) of this paragraph;

(1) Subtract 7 cents from the average price of a pound of butter as described in § 924.50 (b) (1) then multiply by 1.2 and then multiply by 3.5.

(2) From the simple average of the weighted averages of carlot prices per pound of nonfat dry milk solids, spray and roller process, respectively in barrels for human consumption f. o. b. manufacturing plants in the Chicago area as published for the period from the 26th day of the immediately preceding month through the 25th day of the current month by the USDA, subtract 6.5 cents and then multiply by 8.2.

30. Amend § 924.53 by adding the following:

(c) *Class III milk.* The producer butterfat differential determined pursuant to § 924.82.

By The Borden Company, Detroit Creamery Company, Johnson Milk Company, Inc. and Ira Wilson & Sons Dairy Co.:

31. In lieu of the handler butterfat differentials specified in § 924.53 use the same butterfat differential for all classes of milk as that used in the computation of payments to producers.

By The Borden Company and Detroit Creamery Company:

32. Provide that a credit be allowed handlers for the necessary transportation of Class II milk from point of delivery by producers to processing or manufacturing plants.

By Johnson Milk Company, Inc.:

33. Make suitable provisions which would permit the correcting of the present rates for hauling milk in the established zones so as to reflect the increased cost of transporting milk.

By 9 handlers in the Ann Arbor-Ypsilanti Territory:

34. Amend § 924.60 (c) to read as follows:

(c) A handler who receives milk from producers at a plant located more than 34 miles by shortest highway distance from the Detroit City Hall, shall receive a credit with respect to producer milk disposed of as Class I utilization computed on the weight of milk so utilized (prorating to such milk the utilization of all producer milk received at such plant) at the rate for the applicable zone as determined by the market administrator, as follows: (Continue with the schedule as shown in the Order (c)).

35. Allow the customary market location differentials as provided by section 8c (5) (A) and (B) of the act.

By Ira Wilson & Sons Dairy Co.:

36. Amend § 924.60 to read as follows:

§ 924.60 *Computation of value of milk for each handler.* (a) Subject to paragraph (b) of this section, the value of producer milk received during the month by each handler shall be a sum of money computed by the market administrator by multiplying by the applicable class price adjusted pursuant to § 924.53 total combined hundredweight of producer milk allocated to each class pursuant to §§ 924.46 and 924.47, and adding together the resulting amounts.

(b) A handler who receives milk from producers at a plant located more than 34 miles by shortest highway distance from the Detroit City Hall shall receive a credit with respect to producer milk received at such plant and disposed of as Class I utilization at the rate for the applicable zone as determined by the market administrator, as follows: (Continue with schedule as shown in the order).

By Dairyland Cooperative Creamery Company:

37. Add the following to the table in § 924.60 (c) of the order:

Zone No.	Shortest road distance from Detroit City Hall	Rate per hundredweight
8	More than 97 miles but not more than 105 miles	$0.21
9	More than 105 miles but not more than 113 miles	.22
10	More than 113 miles but not more than 121 miles	.23
11	More than 121 miles but not more than 129 miles	.24
12	More than 129 miles but not more than 137 miles	.25
13	More than 137 miles	.26

By Brickley Dairy Farms, Inc. and Johnson Milk Company:

38. Amend § 924.61 to provide for individual handler pooling and make such other conforming changes in the order as are necessary.

By Twin Pines Farm Dairy, Inc.:

39. Amend § 924.61 to provide that in computing the "value of all producer milk" the market administrator shall not include the "individual value" of the milk of any handler whose combined Class I sales and transfers to other handlers during the previous October, November and December was less than 50 percent of said handler's total receipts of producer milk during the previous October, November and December.

Producers shipping to said handler shall be paid on the basis of pooling the milk of said handler individually, rather than as part of the market pool.

By Brickley Dairy Farms, Inc.:

40. Amend § 924.70 to permit a producer to have the option of any five consecutive months between and including August of one year and including February of the following year.

41. Amend § 924.71 to provide that a producer may transfer his base with the sale of herd to a purchaser.

42. Amend § 924.80 to provide that the producer will be paid at base price for all the milk he ships during a month when the available supply does not exceed 115 percent of sales and that any escalator clause applied to the price of milk that the producer receives shall be applied to the producer's milk produced in excess of base and not the total milk shipped.

By Johnson Milk Company, Inc.:

43. Amend § 924.70 to provide that any producer may elect to receive the uniform price for the year of 1952 and establish a base on the 1952 base period to become effective February 1, 1953.

By Michigan Milk Producers' Association:

44. Amend § 924.70 (a) to read as follows:

(a) A producer who delivered milk on at least 122 days during the period August 1 through December 31 inclusive of any year shall have a base computed by the market administrator to be applicable, subject to § 924.72, for the 12-month period beginning the following February 1, equal to his daily average milk deliveries from the date on which milk was first delivered in the period to the end of such August 1–December 31 period: *Provided*, That a producer who had a base on November 1, and whose average of daily deliveries for the August 1–December 31 period is less than such base, shall have a base computed by subtracting from his previous base any amount by which 90 percent of his previous base exceeds such average of daily deliveries.

By Michigan Producers Dairy Company:

45. Amend § 924.70 by adding the following:

(d) A producer shall be granted the option of stating his choice as to which type of plan he wishes to sell under:

(1) A producer may elect to sell under the base plan as set forth under paragraphs (a), (b) and (c) of this section.

(2) A producer may elect to sell under a uniform price plan. If this plan is elected a producer must notify the market administrator on or before July 31st.

(3) A new producer who has no base may elect either a base and excess plan or a uniform price plan. If he elects a uniform price plan he must notify the market administrator of his intentions within 30 days after becoming a producer.

And make such changes in other sections that may be necessary to carry out this amendment.

By Detroit Creamery Company, Johnson Milk Company, Inc. and Twin Pines Farm Dairy, Inc.:

46. Assess the expense of administration only on Class I milk.

By Brickley Dairy Farms, Inc.:

47. Amend § 924.87 to provide that no deduction be made by the market administrator for services to the producer, except that which is authorized in writing by the producer both as to the deduction made and the services rendered. Also that such services be confined to those not available to the producer under existing state laws.

By Johnson Milk Company, Inc.:

48. Make suitable provision whereby the producer fee of 0.05 hundredweight would be reduced to 0.03 per hundredweight.

By Morris C. Place:

49. Insert in § 924.101 following the word "handlers" in the eleventh line the following: ", or a handler operating a plant located within the marketing area and disposing of an average of not more than 4,000 pounds of Class I milk per day for any month in which the total Class I disposition of such handlers does not exceed 1¾ percent of total Class I disposition of all handlers."

GENERAL

By the Dairy Branch, Production and Marketing Administration:

50. Make such other changes as may be required to make the marketing agreements and order in their entirety conform with any amendments thereto that may result from this hearing.

Copies of this notice of hearing and of the order as now in effect may be obtained from the market administrator, 5701 Second Boulevard, Detroit 2, Michigan or from the Hearing Clerk, Room 1353, South Building, United States Department of Agriculture, Washington 25, D. C., or may be there inspected.

Issued at Washington, D. C., this 11th day of April 1952.

[SEAL] ROY W. LENNARTSON,
Assistant Administrator for Marketing Production and Marketing Administration.

[F. R. Doc. 52-4355; Filed, Apr. 16, 1952; 8:50 a. m.]

NOTICES

DEPARTMENT OF THE INTERIOR

Bureau of Land Management

ALASKA

SMALL TRACT CLASSIFICATION ORDER NO. 55

APRIL 10, 1952.

Pursuant to the authority delegated to me under Sec. 2.21 of Order No. 1, Bureau of Land Management, Region VII, approved by the Acting Secretary of the Interior August 20, 1951 (16 F. R. 8625), I hereby classify as hereinafter indicated under the Small Tract Act of June 1, 1938 (52 Stat. 609, 43 U. S. C. 682a), as amended, the following described public lands in the Anchorage, Alaska, Land District:

CHUGIAK AREA—BIRCHWOOD UNIT NO. 2

For Lease and Sale—For Home Sites

T. 15 N., R. 1 W., Seward Meridian:
Sec. 7: SE¼SE¼, NE¼NE¼SE¼, W½SE¼NE¼SE¼, lying east of center line of Alaska Railroad.
Sec. 8: SE¼NW¼, E½SW¼NW¼, SW¼SW¼, N½NE¼SW¼, N½S½NE¼SW¼, SW¼SW¼NE¼SW¼, NW¼NW¼SE¼SW¼, E½NW¼SW¼, SW¼NW¼SW¼, E½NW¼NW¼SW¼.

Containing 85 tracts aggregating approximately 220 acres.

2. The lands are located approximately 22 miles northeast of the Anchorage Post Office and about 10 miles northeast of Fort Richardson Gate No. 2. Access to the area by automobile may be obtained via the Glenn Highway to Peters Creek, thence by a dirt road to Birchwood Station, and finally by an unimproved construction road paralleling the transmission lines of the City of Anchorage Eklutna Power Project. The lands lie approximately one mile south of Birchwood Station and are paralleled on the west boundary for a distance of one-half mile by the main line of the Alaska Railroad. The land forms of the area are the result of glaciation and consist almost entirely of deposits of silt, sand, and gravel. Adequate water for domestic uses may be obtained from wells and sewage disposal may be made by the use of cesspools. No public facilities are obtainable in the area at the present time. The climate is a favorable combination of the temperate coastal climate of south central Alaska and the extreme continental climate of interior Alaska.

3. This classification order shall not become effective to change the status of the land or to permit the leasing thereof under the Small Tract Act of June 1, 1938, cited above, until 10:00 a. m. on April 30, 1952. At that time the land shall, subject to valid existing rights and the provisions of Section 24 of the Federal Power Act of June 10, 1920 (41 Stat. 1075; 16 U. S. C. 818), as amended, as to the lands lying within 50 feet of the center line of the transmission line right-of-way of Federal Power Project No. 350, of the City of Anchorage, Alaska, become subject to application, petition, location, or selection, as follows:

(a) *Ninety-one day period for preference right filings.* For a period of 91 days from 10:00 a. m. on April 30, 1952, to close of business on July 29, 1952, inclusive, to (1) application under the Small Tract Act of June 1, 1938, by qualified veterans of World War II, for whose service recognition is granted by the act of September 27, 1944 (58 Stat. 747, 43 U. S. C. secs. 279, 282), as amended, and by other qualified persons entitled to credit for service under the said act, subject to the requirements of applicable law, and (2) applications under any applicable public land laws, based on prior existing valid settlement and preference rights conferred by existing laws or equitable claims subject to allowance and confirmation. Application by such veterans and by other persons entitled to credit for service shall be subject to

claims of the classes described in subdivision (2).

(b) *Advance period for simultaneous preference right filings.* All applications by such veterans and persons claiming preference rights superior to those of such veterans filed on April 10, 1952, or thereafter, up to and including 10:00 a. m., on April 30, 1952, shall be treated as simultaneously filed.

(c) *Date for non-preference right filings authorized by the public land laws.* Commencing at 10:00 a. m., on July 30, 1952, any of the land remaining unappropriated shall become subject to application under the Small Tract Act by the public generally.

(d) *Advance period for simultaneous non-preference right filings.* Applications under the Small Tract Act by the general public filed on July 10, 1952, or thereafter, up to and including 10:00 a. m. on July 30, 1952, shall be treated as simultaneously filed.

4. A veteran shall accompany his application with a complete photostatic, or other copy (both sides) of his certificate of honorable discharge, or of an official document of his branch of service which shows clearly his honorable discharge as defined in § 181.36 of Title 43 of the Code of Federal Regulations, or constitutes evidence of other facts upon which the claim for preference is based and which shows clearly the period of service. Other persons claiming credit for service of veterans must furnish like proof in support of their claim. Persons asserting preference rights, through settlement or otherwise, and those having equitable claim, shall accompany their applications by duly corroborated statements in support thereof, setting forth in detail all facts relevant to their claims.

5. All applications referred to in paragraphs 3 and 4, which shall be filed in the Land Office at Anchorage, Alaska, shall be acted upon in accordance with the regulations contained in § 295.8 of Title 43 of the Code of Federal Regulations to the extent that such regulations are applicable. Applications under the Small Tract Act of June 1, 1938, shall be governed by the regulations contained in Part 257 of Title 43 of the Code of Federal Regulations.

6. Lessees under the Small Tract Act of June 1, 1938, will be required, within a reasonable time after execution of the lease, to construct upon the leased land, to the satisfaction of the appropriate officer of the Bureau of Land Management authorized to sign the lease, improvements which, in the circumstances, are presentable, substantial and appropriate for the use for which the lease is issued. Leases will be for a period of not more than three years, at an annual rental of $5.00, payable in advance for the entire lease period. Every lease will contain an option to purchase clause and every lessee may file an application to purchase at the sale price as provided in the lease.

7. All of the land will be leased in tracts varying in size from approximately 1.5 acres to approximately 3.0 acres, in accordance with the classification map on file in the Land Office, Anchorage, Alaska. The tracts where possible are made to conform in description with the rectangular system of survey, in compact units.

8. All sewage disposal facilities will be located not less than 75 feet from the exterior boundaries of the tract described in the lease, provided, however, that if said tract abuts upon any stream, lake or other body of fresh water, no sewage disposal facility shall be placed within 100 feet of any such water. If the tract described in the lease is located upon sloping lands, lessee should locate any well or sewage disposal facility according to the recommendations of the Alaska Territorial Department of Health.

9. The leases will be made subject to rights-of-way for road purposes and public utilities, of 33 feet in width, on each side of the tracts contiguous to the section and/or quarter section lines, or as shown on the classification maps on file in the Land Office, Anchorage Alaska. Such rights-of-way may be utilized by the Federal Government, or the State or Territory, county or municipality, or by any agency thereof. The rights-of-way may, in the discretion of the authorized officer of the Bureau of Land Management, be definitely located prior to the issuance of the patent. It not so located, they may be subject to location after patent is issued.

10. All inquiries relating to these lands shall be addressed to the Manager, Land Office, Anchorage, Alaska.

W. F. MEEK,
Acting Chief,
Division of Land Planning.

[F. R. Doc. 52-4297; Filed, Apr. 16, 1952; 8:45 a. m.]

MONTANA

AIR NAVIGATION SITE WITHDRAWAL NO. 98, REVOKED

APRIL 10, 1952.

In accordance with the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 728 (49 U. S. C. 214), and pursuant to section 2.22 (a) of the Delegation Order No. 427 of August 16, 1950 (15 F. R. 5641), it is ordered as follows:

Departmental Order of August 7, 1935, withdrawing certain lands in Montana for use by the Department of Commerce in the maintenance of air navigation facilities is hereby revoked so far as it affects the following-described land:

MONTANA PRINCIPAL MERIDIAN

T. 11 N., R. 14 W., sec. 20, NW¼SW¼, SE¼SW¼, containing 80 acres.

and the lands are hereby opened to disposition under the applicable public land laws, subject to valid existing rights.

This land is primarily suitable for timber production and limited grazing purposes, and will not be subject to occupancy or disposition under the homestead, desert land, small tract, or any other nonmineral public land laws until it has been classified.

This order shall become effective immediately as to administration of grazing on this land by the Bureau of Land Management, but shall not otherwise become effective to change the status of such land until 10:00 a. m. on the 35th day after the date hereof. At that time the said land shall become subject to valid existing rights, the provisions of existing withdrawals, the requirements of the applicable law, and the 91-day preference right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended.

Information showing the period during which, and the conditions under which veterans and others may file applications for this land may be obtained on request from the Manager, Montana Land Office, Bureau of Land Management, Billings, Montana.

PAUL W. HOWARD,
Acting Regional Administrator.

[F. R. Doc. 52-4303; Filed, Apr. 16, 1952; 8:48 a. m.]

MONTANA

AIR NAVIGATION SITE WITHDRAWAL NO. 99, REDUCED

APRIL 10, 1952.

In accordance with the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 728 (49 U. S. C. 214), and pursuant to section 2.22 (a) of the Delegation Order No. 427 of August 16, 1950 (15 F. R. 5641), it is ordered as follows:

Departmental Order of September 27, 1935, withdrawing certain lands in Montana for use by the Department of Commerce in the maintenance of air navigation facilities, is hereby revoked so far as it affects the following-described lands:

MONTANA PRINCIPAL MERIDIAN

T. 15 S., R. 6 W., sec. 5, SE¼NW¼, SW¼NE¼, W½SE¼, containing 160 acres,

and the lands are hereby opened to disposition under the applicable public land laws, subject to valid existing rights.

This land is primarily suited for grazing and will not be subject to occupancy or disposition under the homestead, desert land, small tract, or any other nonmineral public land laws until it has been classified.

This order shall become effective immediately as to administration of grazing on this land by the Bureau of Land Management, but shall not otherwise become effective to change the status of such land until 10:00 a. m. on the 35th day after the date hereof. At that time the said land shall become subject to valid existing rights, the provisions of existing withdrawals, the requirements of the applicable law, and the 91-day preference right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279-284), as amended.

Information showing the period during which, and the conditions under which veterans and others may file applications for this land may be obtained on request from the Manager, Montana Land Office, Bureau of Land Management, Billings, Montana.

PAUL W. HOWARD,
Acting Regional Administrator.

[F. R. Doc. 52-4302; Filed, Apr. 16, 1952; 8:47 a. m.]

WYOMING

AIR NAVIGATION SITE WITHDRAWAL NO. 122, REDUCED

APRIL 10, 1952.

In accordance with the authority contained in section 4 of the act of May 24, 1928, 45 Stat. 728 (49 U. S. C. 214), and pursuant to section 2.22 (a) of the Delegation Order No. 427 of August 16, 1950 (15 F. R. 5641), it is ordered as follows:

Departmental Order of July 12, 1938, withdrawing certain lands in Wyoming for use by the Department of Commerce in the maintenance of air navigation facilities, is hereby revoked so far as it affects the following-described lands:

SIXTH PRINCIPAL MERIDIAN

T. 38 N., R. 79 W.,
Sec. 19, NE¼NE¼
Sec. 20, N½NW¼NW¼,
containing 60 acres,

and the lands are hereby opened to disposition under the applicable public land laws, subject to valid existing rights.

The land is primarily valuable for grazing. This land will not be subject to occupancy or disposition under the homestead, desert land, small tract, or any other nonmineral public land laws until it has been classified.

This order shall become effective immediately as to administration of grazing on this land by the Bureau of Land Management, but shall not otherwise become effective to change the status of such land until 10:00 a. m. on the 35th day after the date hereof. At that time the said land shall become subject to valid existing rights, the provisions of existing withdrawals, the requirements of the applicable law, and the 91-day preference right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279–284), as amended.

Information showing the period during which, and the conditions under which veterans and others may file applications for this land may be obtained on request from the Manager, Land and Survey Office, Cheyenne, Wyoming.

PAUL W. HOWARD,
Acting Regional Administrator.

[F. R. Doc. 52-4301; Filed, Apr. 16, 1952; 8:47 a. m.]

WYOMING

STOCK DRIVEWAY WITHDRAWAL NO. 128, WYOMING NO. 13, ENLARGED

APRIL 10, 1952.

By virtue of the authority contained in section 10 of the act of December 29, 1916, 39 Stat. 865, as amended by the act of January 29, 1929, 45 Stat. 1144 (43 U. S. C. 300), and in section 7 of the act of June 28, 1934, 48 Stat. 1272, as amended by the act of June 26, 1936, 49 Stat. 1976 (43 U. S. C. 315f), and in accordance with the authority delegated by the Director, Bureau of Land Management, in section 2.22 (a) (1) of Order No. 427, dated August 16, 1950 (15 F. R. 5639) it is ordered as follows:

The following described public lands in Wyoming are hereby classified as necessary and suitable for stock-driveway purposes, and, excepting any mineral deposits therein, are withdrawn from all disposal under the public land laws and reserved, subject to valid existing rights, for the use of the general public as an addition to Stock Driveway Withdrawal No. 128, Wyoming No. 13:

SIXTH PRINCIPAL MERIDIAN

T. 39 N., R. 81 W.,
Sec. 19, lots 1, 2, E½NW¼, NE¼,
Sec. 20, N½,
Sec. 21, N½,
Sec. 22, N½,
Sec. 23, NW¼,
Sec. 14, SW¼,
Sec. 15, SE¼, S½SW¼.
T. 39 N., R. 82 W.,
Sec. 23, N½,
Sec. 24, N½.

The areas described aggregate 2473.44 acres.

Any mineral deposits in the lands shall be subject to location and entry only in the manner prescribed by the Secretary of the Interior in accordance with the provisions of the aforesaid act of January 29, 1929, and existing regulations.

PAUL W. HOWARD,
Acting Regional Administrator.

[F. R. Doc. 52-4298; Filed, Apr. 16, 1952; 8:45 a. m.]

WYOMING

NOTICE FOR FILING OBJECTIONS TO STOCK DRIVEWAY WITHDRAWAL NO. 128, WYOMING NO. 13, ENLARGED

APRIL 10, 1952.

For a period of 30 days from the date of publication of the above entitled order, persons having cause to object to the terms thereof may present their objections to the Secretary of the Interior. Such objections should be in writing, should be addressed to the Secretary of the Interior, and should be filed in duplicate in the Department of the Interior, Washington 25, D. C. In case any objection is filed and the nature of the opposition is such as to warrant it, a public hearing will be held at a convenient time and place, which will be announced, where opponents to the order may state their views and where the proponents of the order can explain its purpose, intent, and extent. Should any objection be filed, whether or not a hearing is held, notice of the determination by the Secretary as to whether the order should be rescinded, modified, or let stand, will be given to all interested parties of record and the general public.

PAUL W. HOWARD,
Acting Regional Administrator.

[F. R. Doc. 52-4299; Filed, Apr. 16, 1952; 8:46 a. m.]

WYOMING

STOCK DRIVEWAY WITHDRAWAL NO. 144, WYOMING NO. 18, REDUCED

APRIL 10, 1952.

Pursuant to the authority delegated by the Director, Bureau of Land Management, in section 2.22 (a) (1) of Order No. 427, dated August 16, 1950 (15 F. R. 5639), it is ordered as follows:

Subject to valid rights and the provisions of existing withdrawals, Departmental Orders of April 3, 1921 and August 1, 1944, establishing Stock Driveway Withdrawal No. 144, Wyoming No. 18, under section 10 of the act of December 29, 1916 (39 Stat. 865; 43 U. S. C. 300), are hereby revoked so far as they affect the following described lands:

SIXTH PRINCIPAL MERIDIAN

T. 39 N., R. 81 W.,
Sec. 2, lots 1, 2, 3, 4, S½N½,
Sec. 3, lots 1, 2, 3, 4, S½N½,
Sec. 4, lots 1, 2, 3, 4, S½NE¼, SW¼NW¼,
Sec. 5, lots 1, 2, 3, 4, SE¼NE¼, SW¼NW¼,
Sec. 6, lots 1, 2, 3, 4, 5, S½NE¼, SE¼NW¼.
T. 39 N., R. 82 W.,
Sec. 1, lots 1, 2, S½NE¼, S½,
Sec. 2, S½,
Sec. 10, S½, NE¼, S½NW¼,
Sec. 11, N½,
Sec. 15, NE¼.

The areas described aggregate 3319.88 acres.

The lands are primarily valuable for grazing purposes. No applications for these lands may be allowed under the homestead, small tract, desert land, or any other nonmineral public land laws until the lands have been classified. It is unlikely that the lands will be classified as suitable for homestead, desert land or small tract use.

This order shall not otherwise become effective to change the status of such land until 10:00 a. m. on the 35th day after the date of this order. At that time the said lands shall become subject to application, petition, location, and selection, subject to valid existing rights, the provisions of existing withdrawals, the requirements of the applicable laws, and the 91-day preference right filing period for veterans and others entitled to preference under the act of September 27, 1944 (58 Stat. 747; 43 U. S. C. 279–284), as amended.

Information showing the period during which, and the conditions under which veterans and others may file applications for this land may be obtained on request from the Manager, Land and Survey Office, Cheyenne, Wyoming.

PAUL W. HOWARD,
Acting Regional Administrator.

[F. R. Doc. 52-4300; Filed, Apr. 16, 1952; 8:46 a. m.]

DEPARTMENT OF AGRICULTURE

Bureau of Animal Industry

INTERSTATE TRANSPORTATION OF ANIMALS AND POULTRY

EXTENSION OF TIME

Notice is hereby given of the extension until May 15, 1952, of the period of time

within which any interested person may submit written data, views or arguments concerning the proposal to amend the regulations governing the interstate transportation of animals and poultry (9 CFR and Supp., Part 71 et seq.) by defining the word "interstate," as used in said regulations, and by adding a new Part 78 concerning brucellosis and paratuberculosis in domestic animals, pursuant to the authority of the acts of Congress approved May 29, 1884, as amended (21 U. S. C. 112–119, 130, and Pub. Law 238, 82d Cong.); February 2, 1903, as amended (21 U. S. C. 111, 120–122); and March 3, 1905, as amended (21 U. S. C. 123–128).

Notice of rule-making concerning the proposed amendments was published in the FEDERAL REGISTER on March 26, 1952 (17 F. R. 2626).

Done at Washington, D. C., this 11th day of April 1952.

[SEAL] CHARLES F. BRANNAN,
Secretary of Agriculture.

[F. R. Doc. 52-4314; Filed, Apr. 16, 1952; 8:51 a. m.]

Rural Electrification Administration

[Administrative Order 3602]

WISCONSIN

LOAN ANNOUNCEMENT

FEBRUARY 18, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	*Amount*
Wisconsin 53P Eau Claire	$50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4357; Filed, Apr. 16, 1952; 8:51 a. m.]

[Administrative Order 3603]

TEXAS

LOAN ANNOUNCEMENT

FEBRUARY 18, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	*Amount*
Texas 55W Floyd	$160,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4358; Filed, Apr. 16, 1952; 8:51 a. m.]

No. 76——4

[Administrative Order 3604]

PENNSYLVANIA

LOAN ANNOUNCEMENT

FEBRUARY 19, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	*Amount*
Pennsylvania 20Z Blair	$320,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4359; Filed, Apr. 16, 1952; 8:51 a. m.]

[Administrative Order 3605]

TENNESSEE

LOAN ANNOUNCEMENT

FEBRUARY 19, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	*Amount*
Tennessee 25M Jackson	$375,000

[SEAL] CLAUDE R. WICKARD,
Administrator

[F. R. Doc. 52-4360; Filed, Apr. 16, 1952; 8:51 a. m.]

[Administrative Order 3606]

NORTH CAROLINA

LOAN ANNOUNCEMENT

FEBRUARY 19, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	*Amount*
North Carolina 25V Rutherford	$1,150,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4361; Filed, Apr. 16, 1952; 8:51 a. m.]

[Administrative Order 3607]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 20, 1952.

Inasmuch as Jefferson Davis Electric Cooperative, Inc. has transferred certain of its properties and assets to North Arkansas Electric Cooperative, Inc., and North Arkansas Electric Cooperative, Inc. has assumed in part the indebtedness to United States of America, of Jefferson Davis Electric Cooperative, Inc., arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 850, dated August 8, 1944, by changing the project designation appearing therein as "Louisiana 5019B1 Jefferson Davis" in the amount of $151,000 to read "Louisiana 5019B1 Jefferson Davis" in the amount of $140,438 and "Arkansas 26 Fulton (Louisiana 5019B1 Jefferson Davis)" in the amount of $10,562.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4362; Filed, Apr. 16, 1952; 8:52 a. m.]

[Administrative Order 3608]

ALLOCATION OF FUNDS FOR LOANS

FEBRUARY 20, 1952.

Inasmuch as Three Rivers Electric Cooperative has transferred certain of its properties and assets to Lacreek Electric Association, Inc., and Lacreek Electric Association, Inc. has assumed in part the indebtedness to United States of America, of Three Rivers Electric Cooperative, arising out of loans made by United States of America pursuant to the Rural Electrification Act of 1936, as amended, I hereby amend:

(a) Administrative Order No. 1042, dated April 12, 1946, by changing the project designation appearing therein as "Missouri 45F Osage" in the amount of $218,000 to read "Missouri 45F Osage" in the amount of $210,870 and "South Dakota 35 Bennett (Missouri 45F Osage)" in the amount of $7,130.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4363; Filed, Apr. 16, 1952; 8:52 a. m.]

[Administrative Order 3609]

IOWA

LOAN ANNOUNCEMENT

FEBRUARY 21, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	*Amount*
Iowa 82P Monroe	$149,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4364; Filed, Apr. 16, 1952; 8:52 a. m.]

[Administrative Order 3610]

ARKANSAS

LOAN ANNOUNCEMENT

FEBRUARY 25, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended,

a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Arkansas 26S Fulton	$50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4365; Filed, Apr. 16, 1952; 8:52 a. m.]

[Administrative Order 3611]

MINNESOTA

LOAN ANNOUNCEMENT

FEBRUARY 27, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Minnesota 15H Faribault	$95,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4366; Filed, Apr. 16, 1952; 8:52 a. m.]

[Administrative Order 3612]

PUERTO RICO

LOAN ANNOUNCEMENT

FEBRUARY 28, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Puerto Rico 3A San Juan	$6,376,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4367; Filed, Apr. 16, 1952; 8:53 a. m.]

[Administrative Order 3613]

ARKANSAS

LOAN ANNOUNCEMENT

FEBRUARY 29, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Arkansas 21Z Lincoln	$50,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4368; Filed, Apr. 16, 1952; 8:53 a. m.]

[Administrative Order 3614]

WASHINGTON

LOAN ANNOUNCEMENT

MARCH 3, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Washington 17H Klickitat District Public	$440,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4369; Filed, Apr. 16, 1952; 8:53 a. m.]

[Administrative Order 3615]

MONTANA

LOAN ANNOUNCEMENT

MARCH 3, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Montana 33F Custer	$60,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4370; Filed, Apr. 16, 1952; 8:53 a. m.]

[Administrative Order 3616]

ALLOCATION OF FUNDS FOR LOANS

MARCH 4, 1952.

I hereby amend:

(a) Administrative Order No. 597, dated June 6, 1941, as amended by Administrative Order No. 654, dated January 5, 1942, by reducing the allocation of $4,000 therein made for "Mississippi 1-9029S4 Oktibbeha" by $759.57 so that the reduced allocation shall be $3,240.43.

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4371; Filed, Apr. 16, 1952; 8:53 a. m.]

[Administrative Order 3617]

TEXAS

LOAN ANNOUNCEMENT

MARCH 5, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Texas 144L Kinney	$520,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4372; Filed, Apr. 16, 1952; 8:54 a. m.]

[Administrative Order 3618]

TENNESSEE

LOAN ANNOUNCEMENT

MARCH 7, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Tennessee 48M Lauderdale	$365,000

[SEAL] CLAUDE R. WICKARD,
Administrator.

[F. R. Doc. 52-4373; Filed, Apr. 16, 1952; 8:54 a. m.]

[Administrative Order 3619]

PENNSYLVANIA

LOAN ANNOUNCEMENT

MARCH 10, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Pennsylvania 22R Jefferson	$775,000

[SEAL] RIGGS SHEPPERD,
Acting Administrator.

[F. R. Doc. 52-4374; Filed, Apr. 16, 1952; 8:54 a. m.]

[Administrative Order 3620]

WISCONSIN

LOAN ANNOUNCEMENT

MARCH 13, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Wisconsin 54R Polk Burnett	$265,000

[SEAL] WM. C. WISE,
Acting Administrator.

[F. R. Doc. 52-4375; Filed, Apr. 16, 1952; 8:54 a. m.]

[Administrative Order T-113]

MICHIGAN

LOAN ANNOUNCEMENT

FEBRUARY 19, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Lawrence Telephone Co., Michigan 503-A	$142,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4376; Filed, Apr. 16, 1952; 8:55 a. m.]

[Administrative Order T-114]

GEORGIA

LOAN ANNOUNCEMENT

FEBRUARY 27, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Pineland Telephone Cooperative, Inc., Georgia 539-A	[1] $625,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4377; Filed, Apr. 16, 1952; 8:55 a. m.]

[Administrative Order T-115]

IOWA

LOAN ANNOUNCEMENT

FEBRUARY 27, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Lawton Cooperative Telephone Association, Iowa 506-A	[1] $699,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4378, Filed, Apr. 16, 1952; 8:55 a. m.]

[Administrative Order T-116]

TEXAS

LOAN ANNOUNCEMENT

FEBRUARY 28, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Wes-Tex Telephone Cooperative, Inc., Texas 528-A	$456,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4379; Filed, Apr. 16, 1952; 8:55 a. m.]

[Administrative Order T-117]

TENNESSEE

LOAN ANNOUNCEMENT

FEBRUARY 29, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Twin Lakes Telephone Cooperative Corp., Tennessee 544-A	[1] $573,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4380; Filed, Apr. 16, 1952; 8:55 a. m.]

[Administrative Order T-118]

TENNESSEE

LOAN ANNOUNCEMENT

FEBRUARY 29, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
North Central Telephone Cooperative Corp., Tennessee 545-A	$1,357,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4381; Filed, Apr. 16, 1952; 8:56 a. m.]

[Administrative Order T-119]

ALABAMA

LOAN ANNOUNCEMENT

MARCH 3, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Gulf Telephone Co., Alabama 506-A	$594,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4382; Filed, Apr. 16, 1952; 8:56 a. m.]

[Administrative Order T-120]

LOUISIANA

LOAN ANNOUNCEMENT

MARCH 6, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Lafourche Telephone Co., Inc., Louisiana 506-B	$160,000

[SEAL] CLAUDE R. WICKARD, *Administrator.*

[F. R. Doc. 52-4383; Filed, Apr. 16, 1952; 8:56 a. m.]

[Administrative Order T-121]

ARKANSAS

LOAN ANNOUNCEMENT

MARCH 10, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
Central Arkansas Telephone Cooperative, Inc., Arkansas 515-A	[1] $219,000

[SEAL] RIGGS SHEPPERD, *Acting Administrator.*

[F. R. Doc. 52-4384; Filed, Apr. 16, 1952; 8:56 a. m.]

[Administrative Order T-122]

SOUTH CAROLINA

LOAN ANNOUNCEMENT

MARCH 10, 1952.

Pursuant to the provisions of the Rural Electrification Act of 1936, as amended, a loan contract bearing the following designation has been signed on behalf of the Government acting through the Administrator of the Rural Electrification Administration:

Loan designation:	Amount
St. Matthews Telephone Co., South Carolina 501-A	[1] $182,000

[SEAL] RIGGS SHEPPERD, *Acting Administrator.*

[F. R. Doc. 52-4385; Filed, Apr. 16, 1952; 8:56 a. m.]

DEPARTMENT OF COMMERCE

Office of International Trade

[Case No. 130]

KRASNOW WOOL STOCK CO. ET AL.

ORDER DENYING EXPORT PRIVILEGES

In the matter of: Krasnow Wool Stock Co., William S. Krasnow and Anna Krasnow, 16-20 Maple Street, Chelsea 50, Massachusetts; respondents.

[1] Simultaneous allocation and loan.

This proceeding was begun by the issuance of a charging letter dated July 31, 1951, wherein the Office of International Trade charged the above-named respondents with having violated the Export Control Act of 1949 and the regulations in effect thereunder.

The charging letter alleged in substance that between February and April 1951, the respondents exported and attempted to export to Poland in transit through the United States under general license GIT substantial quantities of wool rags of Canadian origin without authorization to do so by said general license GIT or by any other validated or general license, that they made false representations to the Office of International Trade in shipper's export declarations that general license GIT was available to effect such exportations, that they applied for a validated export license to ship 1,000 tons of wool rags to Poland and failed to disclose to the Office of International Trade in their application therefor and elsewhere that a substantial portion of the rags covered by the order on which the application was based had previous and subsequent to the making of said application been shipped under the purported authorization of general license GIT to Poland. It was alleged that these violations occurred at and shortly after the adoption of regulations by the Office of International Trade relating to intransit shipments to Subgroup A countries.

The above-named respondents after receiving the said charging letter submitted a written answer in which they acknowledged that they exported and attempted to export to Poland the quantities of wool rags alleged at the times alleged and denied that they knowingly or willfully violated the Export Control Act of 1949 and the regulations in effect thereunder. The respondents further contended that the shipments were made in good faith and with the intent to comply with pertinent regulations and asserted that their application for a validated export license listed the quantity of wool rags as 1,000 tons rather than the lesser unshipped amount because of the belief that it was necessary for the application to correspond with the original order from the Polish consignee.

Subsequently and following discussions by their counsel with officials of the Office of International Trade, these respondents submitted to the Office of International Trade, with the advice of and through their counsel, a letter in which they admitted, for the purpose of the compliance proceeding only, the charges set forth in the aforesaid letter of July 31, 1951, and in which they waived all right to a hearing on such charges and consented to the entry of an order the terms of which are set forth hereinbelow.

The charging letter, the written answer submitted by respondents, evidentiary material relating to the charges, and the above-mentioned proposals for a consent order have been submitted to the Compliance Commissioner for review. Upon the basis of such review, and upon informal presentation of the facts, including representations by respondents in their application for a validated export license that the destination of the shipment was Poland and corresponding representations in the shipper's export declarations, and including also extenuating circumstances claimed by respondents at the conference conducted by the Compliance Commissioner and attended by counsel for the Office of International Trade, counsel for the respondents and respondents William S. Krasnow and Anna Krasnow, the Compliance Commissioner has found the terms and conditions of the proposed order as consented to by respondents to be fair and reasonable, and he has recommended that such order be issued.

The findings and recommendations of the Compliance Commissioner have been carefully considered, together with the charging letter, the answer of the respondents thereto, the evidentiary material and the proposal for a consent order. It appears therefrom that such findings are in accordance with the evidence and that such recommendations are reasonable and should be adopted.

Now, therefore, it is ordered as follows:

(1) Respondents, and each of them are hereby denied and declared ineligible to exercise the privileges of exporting, receiving or otherwise participating directly or indirectly in any exportation of any commodity from the United States to any foreign destination, including Canada. Such denial of export privileges is deemed to include and prohibit participation, directly or indirectly, in any manner or capacity, (a) in the obtaining or using of export licenses, including general as well as validated export licenses, (b) as a party or a representative of a party to any export license application, (c) in any exportation from the United States to Canada, or to any other destination, (d) in receiving any exportation from the United States in any foreign country, and (e) in the financing, forwarding, transporting, or other servicing of exports from the United States.

(2) Such denial of export privileges shall extend not only to the named respondents, and each of them, but also to any person, firm, corporation, or other business organization with which they or any of them may be now or hereafter related by ownership, control, position of responsibility, or other connection in the conduct of trade involving exports from the United States or services connected therewith.

(3) This order shall extend for a period of twelve (12) months from the date hereof, provided however, that upon the expiration of three (3) months from the date of this order, the order shall be suspended for the balance of the said twelve (12) month period and the export privileges denied herin shall be restored to respondents. In the event, however, that the respondents, or any of them, at any time during the twelve (12) month period covered by this order violate any of the provisions of this order or any of the export control regulations of the Office of International Trade, the Office of International Trade may summarily at the time it determines such violation has occurred, make immediately operative the entire nine (9) month denial of export privileges which shall have been suspended as provided herein without limiting thereby the Office of International Trade from instituting further separate administrative compliance action based on such violation.

Dated: April 11, 1952.

JOHN C. BORTON,
Assistant Director for Export Supply.

[F. R. Doc. 52-4337; Filed, Apr. 16, 1952; 8:59 a. m.]

DEPARTMENT OF LABOR

Wage and Hour Division

LEARNER EMPLOYMENT CERTIFICATES

ISSUANCE TO VARIOUS INDUSTRIES

Notice is hereby given that pursuant to section 14 of the Fair Labor Standards Act of 1938, as amended (52 Stat. 1068, as amended; 29 U. S. C. and Supp. 214) and Part 522 of the regulations issued thereunder (29 CFR Part 522), special certificates authorizing the employment of learners at hourly wage rates lower than the minimum wage rates applicable under section 6 of the act have been issued to the firms listed below. The employment of learners under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 522. The effective and expiration dates, occupations, wage rates, number or proportion of learners, and learning period for certificates issued under the general learner regulations (§§ 522.1 to 522.14) are as indicated below; conditions provided in certificates issued under special industry regulations are as established in these regulations.

Single Pants, Shirts and Allied Garments, Women's Apparel, Sportswear, Rainwear and Other Odd Outerwear, Robes and Leather and Sheep-Lined Garments Divisions of the Apparel Industry Learner Regulations (29 CFR 522.160 to 522.166, as amended December 31, 1951; 16 F. R. 12043).

Alabama Textile Products, Inc., Brantley, Ala., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (work shirts).

The Andala Co., Coffee Street, Andalusia, Ala., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (work shirts, work pants).

Blue Bell, Inc., 301 North Main Street, Abingdon, Ill., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (overalls, coveralls, work overalls).

Blue Bell, Inc., West Lee and Fuller Streets, Greensboro, N. C., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (coveralls).

Blue Bell, Inc., Lenoir, N. C., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (pants, overalls, etc.).

Blue Ridge Manufacturers, Inc., Secretary, Md., effective 3-25-52 to 11-2-52; 10 percent of the productive factory force (pants, overalls, coveralls, etc.).

Brook Manufacturing Co., Inc., First and Miles Streets, Old Forge, Pa., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (men's trousers).

California Manufacturing Co., California, Mo., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (jackets).

The Chaffee Manufacturing Co., Inc., Chaffee, Mo., effective 4-3-52 to 4-2-53; 10 percent of the productive factory force (dress trousers and jackets).

Colonial Blouse Co., 112 Line St., Pottsville, Pa., effective 4-2-52 to 10-1-52; 35 learners for expansion purposes (ladies' wearing apparel).

Dalomar Dress Co., 41 Polk Street, Riverside, N. J., effective 4-1-52 to 3-31-53; 10 learners (dresses).

Dickson-Jenkins Manufacturing Co., 202-208 St. Louis Avenue, Fort Worth, Tex., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (pants, shirts, jackets, shorts).

Duti-Duds, Inc., 1117 Clay Street, Lynchburg, Va., effective 4-1-52 to 10-31-52; 10 learners for expansion purposes (ladies' and maids' uniforms).

Duti-Duds, Inc., 1117 Clay Street, Lynchburg, Va., effective 4-1-52 to 3-31-53; 10 learners (ladies' and maids' uniforms).

Eddins Garment Co., Inc., 611 Tyler Street, Crewe, Va., effective 4-2-52 to 4-1-53; 10 percent of the productive factory force or 10 learners, whichever is greater (dresses).

Gilbert Sportswear, 1346 Centre Avenue, Reading, Pa., effective 4-1-52 to 3-31-53; five learners (dresses).

Harding Manufacturing Co., R. D. No. 1, Pittston, Pa., effective 4-4-52 to 4-3-53; 10 learners (dresses).

The Hercules Trouser Co., Hillsboro, Ohio, effective 4-1-52 to 3-31-53; 10 percent of the productive factory workers (single pants).

The Hercules Trouser Co., Manchester, Ohio, effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (single pants).

The Hercules Trouser Co., Wellston, Ohio, effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (single pants).

Indiana Rayon Corp., Greenfield, Ind., effective 4-1-52 to 3-31-53; 10 learners (sport and polo shirts).

M. Janowitch & Sons, Main and Market Streets, Mahonoy City, Pa., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (dresses).

Katz Underwear Co., Honesdale, Pa., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (pajama and slips).

Lansford Manufacturing Co., 343 West Patterson Street, Lansford, Pa., effective 4-2-52 to 4-1-53; five learners (dresses and blouses).

Lee Manufacturing Co., Inc., 247 South Main Street, Pittston, Pa., effective 4-7-52 to 4-6-53; 10 percent of the productive factory force (dresses).

Linwood Mills, Inc., LaFayette, Ga., effective 4-2-52 to 4-1-53; 10 learners (sport shirts).

Lykens Mills, Inc., Lykens, Pa., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (blouses, dresses).

McNeer Dillon Co., Statesville, N. C., effective 4-3-52 to 4-2-53; 10 percent of the productive factory force (shirts).

Miller Bros., 1619 Preston Avenue, Houston 1, Tex., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (work clothes, overalls, jeans, and jackets).

Mode O'Day Corp., Plant No. 3, 59 South First West, Logan, Utah, effective 4-3-52 to 10-2-52; 20 learners for expansion purposes (dresses).

Mode O'Day Corp., Plant No. 3, 59 South First West, Logan, Utah, effective 4-3-52 to 4-2-53; 10 learners (dresses).

Phillips-Jones Factory, Kane, Pa., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (dress shirts, mosquito bars).

Selinsgrove Manufacturing Co., Inc., 106 South High Street, Selinsgrove, Pa., effective 4-7-52 to 4-6-53; 10 learners (underwear, ladies' pajamas).

Shelburne Shirt Co., Inc., Alden Street, Fall River, Mass., effective 4-9-52 to 4-8-53; 10 percent of the productive factory force (dress and sport shirts).

Shriner Manufacturing Co., Woodsboro Tailoring, Woodsboro, Md., effective 4-5-52 to 4-4-53; 10 learners (work shirts).

The Solomon Co., Inc., Leeds, Ala., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (single pants and trousers).

Southland Manufacturing Co., Inc., 1510 South Third Street, Wilmington, N. C., effective 4-1-52 to 3-31-53; 10 percent of the productive factory force (dress and sport shirts).

Stevie Togs, Inc., 101 Sixth Street, Monett, Mo., effective 3-31-52 to 9-30-52; 30 learners for expansion purposes (children's apparel).

Vidalia Garment Co., Vidalia, Ga., effective 4-11-52 to 4-10-53; 10 percent of the productive factory force (sport shirts).

Cigar Industry Learner Regulations (29 CFR 522.201 to 522.211, as amended January 25, 1950; 15 F. R. 400).

I. Lewis Cigar Manufacturing Co., Selma, Ala., effective 4-7-52 to 4-6-53; 10 percent of the productive factory workers engaged in the learner occupations; cigar machine operating, 320 hours; packing (cigars retailing for 6 cents or less), 160 hours; machine stripping, 160 hours; handstripping, 160 hours; each 60 cents per hour.

J. C. Winter & Co., Inc., 49 South Pine Street, Red Lion, Pa., effective 4-3-52 to 4-2-53; 10 percent of the productive factory workers engaged in the learner occupations; cigar machine operating, 320 hours at 60 cents per hour.

Glove Industry Learner Regulations (29 CFR 522.220 to 522.231, as amended October 26, 1950; 15 F. R. 6888).

Killington Manufacturing Co., Inc., 90 Merchants Row, Rutland, Vt., effective 4-4-52 to 10-3-52; 10 additional learners for expansion purposes (leather and knit gloves) (supplemental certificate).

Killington Manufacturing Co., Inc., 90 Merchants Row, Rutland, Vt., effective 4-4-52 to 4-3-53; 10 learners (leather and knit gloves).

Hosiery Industry Learner Regulations (29 CFR 522.40 to 522.51, as revised November 19, 1951; 16 F. R. 10733).

Clementon Hosiery Mill, 152 Ohio Avenue, Clementon, N. J., effective 4-3-52 to 4-2-53; three learners.

Duke Hosiery Corp., Hickory, N. C., effective 4-7-52 to 4-6-53; five learners.

Hand Knit Hosiery Co., Sheboygan, Wis., effective 4-1-52 to 3-31-53; 5 percent of the productive factory force.

Union Dye & Finishing Works, Inc., Union, S. C., effective 4-4-52 to 4-3-53; five learners.

Independent Telephone Industry Learner Regulations (29 CFR 522.82 to 522.93, as amended January 25, 1950; 15 F. R. 398).

Carver County Telephone Co., Chaska, Minn., effective 4-1-52 to 3-31-53.

Rural Telephone Co., Osseo, Minn., effective 4-1-52 to 3-31-53.

Knitted Wear Industry Learner Regulations (29 CFR 522.68 to 522.79, as amended January 21, 1952; 16 F. R. 12866).

Holeproof Hosiery Co., Cullman, Ala., effective 4-4-52 to 4-3-53; 5 percent of the productive factory force (women's underwear and sleepwear).

Holeproof Hosiery Co., 404 West Fowler Street, Milwaukee 1, Wis., effective 4-7-52 to 4-6-53; 5 percent of the productive factory force (women's underwear and sleepwear).

Greenway Manufacturing Co., Waynesburg, Pa., effective 4-4-52 to 4-3-53; five learners (knitted cotton tee shirts).

Knitwear Associates, Inc., 1427 Chew Street, Allentown, Pa., effective 4-4-52 to 4-3-53; 5 percent of the productive factory force (polo shirts).

Penn State Mills, Inc., Washington and Meadow Streets, Allentown, Pa., effective 4-4-52 to 4-3-53; 5 percent of the productive factory force (knitted polo shirts).

Van Raalte Co., Inc., Bristol, Vt., effective 4-1-52 to 3-31-53; 5 percent of the productive factory force. (Women's nylon underwear garments).

Van Raalte Co., Inc., Middlebury, Vt., effective 4-7-52 to 4-6-53; 5 percent of the productive factory force (women's undergarments).

The Worcester Knitting Co., 90 Franklin Street, Worcester, Mass., effective 4-1-52 to 3-31-53; 5 percent of the productive factory force (knit fabrics, slipons, bathing suits).

Regulations Applicable to the Employment of Learners (29 CFR 522.1 to 522.14).

Glen L. Evans, Inc., Evans Street and Paynter Avenue, Caldwell, Idaho, effective 4-4-52 to 10-3-52; 10 learners; fly tiers; 320 hours; 65 cents per hour for the first 160 hours and not less than 70 cents per hour for the remaining 160 hours (fishing tackle).

The following special learner certificate was issued in Puerto Rico to the company hereinafter named. The effective and expiration dates, the number of learners, the learner occupations, the lengths of the learning period and learner wage rates are indicated, respectively.

Mark Ross Optical Corp., Caguas, P. R., effective 3-28-52 to 8-26-52; 14 learners; temple maker, front maker and finisher combined, 300 hours; polishers, 300 hours; each 34 cents per hour (ophthalmic lenses).

Each certificate has been issued upon the employer's representation that employment of learners at subminimum rates is necessary in order to prevent curtailment of opportunities for employment, and that experienced workers for the learner occupations are not available. The certificates may be cancelled in the manner provided in the regulations and as indicated in the certificates. Any person aggrieved by the issuance of any of these certificates may seek a review of reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER pursuant to the provisions of Part 522.

Signed at Washington, D. C., this 8th day of April 1952.

MILTON BROOKE,
Authorized Representative of the Administrator.

[F. R. Doc. 52-4304; Filed, Apr. 16, 1952; 8:48 a. m.]

Wage and Hour and Public Contracts Divisions

EMPLOYMENT OF HANDICAPPED CLIENTS BY SHELTERED WORKSHOPS

ISSUANCE OF SPECIAL CERTIFICATES

Notice is hereby given that special certificates authorizing the employment of handicapped clients at hourly wage rates lower than the minimum wage rates applicable under section 6 of the Fair Labor Standards Act of 1938, as amended, and section 1 (b) of the Walsh-Healey Public Contracts Act, as amended, have been issued to the shel-

tered workshops hereinafter mentioned, under section 14 of the Fair Labor Standards Act of 1938, as amended (sec. 14, 52 Stat. 1068; 29 U. S. C. 214; as amended 63 Stat. 910) and Part 525 of the regulations issued thereunder, as amended (29 CFR Part 525), and under sections 4 and 6 of the Walsh-Healey Public Contracts Act (secs. 4, 6, 49 Stat. 2038; 41 U. S. C. 38, 40) and Article 1102 of the regulations issued pursuant thereto (41 CFR 201.1102).

The names and addresses of the sheltered workshops to which certificates were issued, wage rates, and the effective and expiration dates of the certificates are as follows:

Jewish Vocational Service of Essex County, 652 High Street, Newark 2, New Jersey; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 50 cents per hour, whichever is higher; certificate is effective April 1, 1952, and expires September 30, 1952.

Chattanooga Goodwill Industries, Inc., 307 East Main Street, Chattanooga, Tennessee; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 40 cents per hour for a training period of 160 hours for the entire shop and 50 cents per hour thereafter, whichever is higher, with the following exception: Clothing repair section, 40 cents per hour for the entire period of the certificate. Certificate is effective April 1, 1952, and expires March 31, 1953.

Goodwill Industries of Duluth, 1732 West Superior Street, Duluth, Minnesota, at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards or not less than 50 cents per hour for a training period of 40 hours and 55 cents thereafter, whichever is higher. Certificate is effective April 1, 1952, and expires May 31, 1953.

St. Cloud Goodwill Industries, 21 Fifth Avenue, South St. Cloud, Minnesota; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 50 cents per hour, whichever is higher. Certificate is effective April 1, 1952, and expires March 31, 1953.

Arkansas Lighthouse for the Blind, 1706 East Ninth Street, Little Rock, Arkansas; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than the applicable hourly rate during the period hereinafter specified, whichever is higher: 15 cents per hour for an evaluation period of 40 hours for the entire shop, with the following rates and periods applicable for the various departments listed: Broom department, 20 cents per hour for a training period of 80 hours and 60 cents thereafter; mop department, 20 cents per hour for a training period of 80 hours and 60 cents thereafter; sewing department, 20 cents per hour for a training period of 80 hours and 60 cents thereafter. Certificate is effective March 24, 1952, and expires February 20, 1953.

Dallas County Association for the Blind, 4306 Capitol Avenue, Dallas, Texas; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 20 cents per hour for a training period of 40 hours in the Sewing Department with a rate of 40 cents per hour thereafter, whichever is higher; certificate is effective March 28, 1952, and expires February 28, 1953.

The Lighthouse for the Blind of New Orleans, 630 Camp Street, New Orleans, Louisiana; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 50 cents per hour for a training period of 160 hours and 60 cents per hour thereafter, whichever is higher. Certificate is effective April 1, 1952, and expires March 31, 1953.

Rehabilitation Manucrafters, 245 Mission Street, San Francisco 5, California, at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards or not less than an hourly rate of 10 cents for a training period of 320 hours and 25 cents per hour thereafter, whichever is higher; certificate is effective April 1, 1952, and expires September 30, 1952.

Richmond Goodwill Industries, Inc., 19th and Marshall Streets, Richmond, Virginia; at a wage rate of not less than the piece rate paid non-handicapped employees engaged in the same occupation in regular commercial industry maintaining approved labor standards, or not less than 40 cents per hour, whichever is higher; certificate is effective March 26, 1952, and expires February 28, 1953.

The employment of handicapped clients in the above-mentioned sheltered workshops under these certificates is limited to the terms and conditions therein contained and is subject to the provisions of Part 525 of the regulations, as amended. These certificates have been issued on the applicants' representations that they are sheltered workshops as defined in the regulations and that special services are provided their handicapped clients. A sheltered workshop is defined as, "A charitable organization or institution conducted not for profit, but for the purpose of carrying out a recognized program of rehabilitation for individuals whose earning capacity is impaired by age or physical or mental deficiency or injury, and to provide such individuals with remunerative employment or other occupational rehabilitating activity of an educational or therapeutic nature."

These certificates may be cancelled in the manner provided by the regulations, as amended. Any person aggrieved by the issuance of any of these certificates may seek a review or reconsideration thereof within fifteen days after publication of this notice in the FEDERAL REGISTER.

Signed at Washington, D. C., this 4th day of April 1952.

JACOB I. BELLOW,
Assistant Chief of Field Operations.

[F. R. Doc. 52-4305; Filed, Apr. 16, 1952; 8:48 a. m.]

CIVIL AERONAUTICS BOARD

[Docket No. SA-256]

ACCIDENT OCCURRING NEAR HUGOTON, KANS.

NOTICE OF HEARING

In the matter of investigation of accident involving aircraft of United States Registry N65143, which occurred near Hugoton, Kansas, on March 26, 1952.

Notice is hereby given, pursuant to the Civil Aeronautics Act of 1938, as amended, particularly section 702 of said act, in the above-entitled proceeding that hearing is hereby assigned to be held on Thursday, April 24, 1952, at 9:00 a. m. c. s. t., in the Baker Hotel, Dallas, Texas.

Dated at Washington, D. C., April 10, 1952.

[SEAL] VAN R. O'BRIEN,
Presiding Officer.

[F. R. Doc. 52-4344; Filed, Apr. 16, 1952; 8:46 a. m.]

DEFENSE MATERIALS PROCUREMENT AGENCY

[Delegation No. 10]

REGIONAL DIRECTOR OF REGION 3, LONDON, ENGLAND

DELEGATION OF AUTHORITY TO PERFORM CERTAIN STAFF AND OPERATING FUNCTIONS

Pursuant to the authority vested in me as Defense Materials Procurement Administrator by Executive Order 10281 of August 28, 1951 (16 F. R. 8789) and the Defense Production Act of 1950, as amended (Public Law 774, 81st Cong., and Public Laws 69 and 96, 82d Cong.) and other applicable law, I hereby delegate to the Regional Director, Defense Materials Procurement Agency, Region 3, London, England, authority to perform staff and operating functions as set forth below. The authority delegated herein shall be exercised in accordance with such applicable laws and regulations, and such administrative policies, procedures and controls as are effective on the date of exercise of the authority: *Provided, however,* That failure to comply with administrative procedures and controls shall not impair legal authority exercised thereunder.

1. *General provisions*—a. *Redelegation.* Except where precluded by law, any officer or employee delegated authority hereunder may redelegate, and authorize the successive redelegation of,

any such authority: *Provided, however,* That such redelegation shall conform to the existing administrative procedures and directives of the Defense Materials Procurement Agency.

b. *Exercise of authority during absence or incapacity.* Any officer or employee empowered to act for an officer or employee delegated authority hereunder may exercise such authority during the latter's absence or incapacity.

c. *Execution and delivery of instruments and acceptance of security.* Any authority delegated herein shall include the authority to take any action incidental to the exercise of such authority, such as but not limited to the following:

(1) To execute, acknowledge, and deliver appropriate written documents or instruments, including contracts and receipts.

(2) To perform any other acts necessary to effectuate the transfer of title to property.

2. *Procurement.* To negotiate purchases and contracts in accordance with section 303 of the Defense Production Act of 1950, as amended by the Defense Production Act Amendment of 1951 (Pub. Law 774, 81st Cong.; Pub. Law 96, 82d Cong.).

3. *Stock piling and special programs.* a. To make purchases and contracts in behalf of the General Services Administration, as from time to time requested by that Administration, for materials, supplies and nonpersonal services in connection with the Strategic and Critical Materials Stock Piling Act and special purchase programs for foreign aid and assistance.

b. To advertise for bids and make awards, including rejection of all bids, in accordance with section 303 of the Federal Property and Administrative Services Act of 1949, as amended, hereinafter referred to as "the act."

c. To negotiate purchases and contracts without advertising under subsections 302 (c) (2), (3), (4), (7), (8), (9), (13), and (14) of said act.

d. To determine the type of contract and warranty in accordance with section 304 (a) of said act.

e. To conduct tests and charge fees in accordance with section 109 (g) of said act.

f. Findings and determinations authorized in section 3 shall be made only with respect to individual purchases and contracts, and shall be put in writing, preserved, and reported in accordance with section 307 of said act.

4. *Development.* a. To allocate authorized commodity program requirements within the region.

b. To make preliminary approval or disapproval of project applications and if favorably considered, to investigate and examine such projects.

c. To negotiate and execute the contracts on all projects within the region upon clearance from the Defense Materials Procurement Administrator, Washington.

d. To carry out any follow-up, checks, or investigations relating to executed contracts.

5. *Management activities.* a. To issue travel authorizations and transportation requests within regional boundaries only, to officers and employees, to approve administratively the payment of per diem in lieu of subsistence with respect to such travel, and to authorize or approve expenses incurred under paragraphs 13, 15, 75, 76, and 79 of the Standardized Government Travel Regulations, as amended.

b. To approve, under paragraph 7 of the Standardized Government Travel Regulations, as amended, travel performed and expenses incurred on account of an emergency, or without opportunity to obtain prior authorization, within regional boundaries.

c. To authorize payment of expenses of travel by officers and employees, including expenses of transportation of immediate families under regulations prescribed by the President, on travel from one official station to another for permanent duty and to authorize payment of expenses of travel of officers and employees, including the transportation of household effects and personal effects and members of immediate families, under applicable rules and regulations of the President, upon transfer of such officers and employees from one official station to another for permanent duty. The above authority shall include the approval of the expense of travel and transportation of an officer or employee, pursuant to Public Law 600, 79th Congress, who is transferred from another Government department to this agency, for permanent duty, when authorized in the order directing the transfer.

d. To purchase or contract for administrative supplies and administrative and technical services.

e. To order or approve overtime duty in excess of a forty-hour basic work week.

6. *Budget and accounting.* a. Administratively examine and approve accounts current rendered by regional disbursing officers of the State Department.

b. Approve and make advances of funds through proper disbursing officers, to persons in the Defense Materials Procurement Agency entitled to per diem, mileage or the movement of household goods and personal effects.

c. Certify that long distance telephone calls and cables are for official business and necessary in the interest of the Government.

d. Approve and make advances of funds to contractors through proper disbursing officers, in accordance with contractual arrangements.

e. Determine the financial responsibility of contractors doing business with the Defense Materials Procurement Agency in the region.

f. Approve financing arrangements in the procurement and sale of commodities in accordance with Title III of the Defense Production Act of 1950, as amended, and other applicable law.

g. Process Letters of Credit.

7. *Legal activities.* a. To the extent that such authority is vested in the Defense Materials Procurement Administrator by law, to consider, adjust and settle claims, demands, or requests for adjustment arising out of or incident to contracts or commitments executed pursuant to competent authority vested in the Regional Director.

b. To certify true copies of delegations of authority or portions thereof and provide such other certifications as may be necessary to effectuate the intent of delegations of authority in form required for recording in any jurisdiction.

c. To determine whether release of authenticated copies of regional records is legal and not prejudicial to the national interest or security of the United States, to certify and authenticate copies of such records, and to furnish such certified and authenticated copies of such records in response to formal or informal requests, in appropriate cases.

This delegation shall be effective as of March 17, 1952.

Dated: April 15, 1952.

JESS LARSON,
Defense Materials Procurement Administrator.

[F. R. Doc. 52-4449; Filed, Apr. 16, 1952; 10:23 a. m.]

ECONOMIC STABILIZATION AGENCY

Office of Price Stabilization

[Ceiling Price Regulation 7, Section 43, Special Order 4, Amdt. 2]

PALM BEACH CO.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 4 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for men's and boys' tailored clothing manufactured by Palm Beach Co., and having the brand names "Palm Beach", "Lighterway", "Palm Springs", "Springweave", "Sunfrost", "Resortweave", and "Heathersheen".

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated January 15, 1952.

This amendment also adds a new brand name "Suma Mixture" to the special order.

Amendatory provisions. Special Order 4 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, insert after the date "September 4, 1951", the following date "January 15, 1952".

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated January 15, 1952, shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 12, 1952.

3. In paragraph 1, delete the word "and" which precedes the words "Palm Beach Luxury Lined" and substitute therefor a comma.

4. In paragraph 1, following the words "Palm Beach Luxury Lined" add the words "Suma Mixture".

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4233; Filed, Apr. 10, 1952; 5:02 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 21, Amdt. 3]

FIELDCREST MILLS DIVISION OF MARSHALL FIELD & CO.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 21 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for wool rugs and wool carpeting manufactured by Fieldcrest Mills Division of Marshall Field & Company and having the brand names "Karastan", "Lanamar", "Tudor", "Comtemporary", "Chateau", and "Celebrity".

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles having the brand name "Lanamar". It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated March 19, 1952.

Amendatory provisions. Special Order 21 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, insert after the date March 12, 1951, the following date "March 19, 1952".

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated March 19, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 5, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4234; Filed, Apr. 10, 1952; 5:02 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 75, Amdt. 1]

HAMILTON WATCH CO.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 75 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for watches manufactured by Hamilton Watch Company and having the brand name "Hamilton".

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated March 22, 1952.

Amendatory provisions. Special Order 75 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, after the words "in its application dated April 16, 1951," insert the words "as supplemented and amended by its application dated March 22, 1952."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated March 22, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 5, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4235; Filed, Apr. 10, 1952; 5:02 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 212, Amdt. 1]

SEALY MATTRESS CO.

CEILING PRICES AT RETAIL

Special Order 212, under section 43 of Ceiling Price Regulation 7, issued on August 3, 1951, effective August 4, 1951, established ceiling prices for sales at retail of mattresses and box springs manufactured by Sealy Mattress Company. The applicant requests the addition of the brand names "Sealy Fast-A-Sleep," "Sealy Princess," "Sealy Magic Rest," and "Sealy Luxury Rest" to the brand names listed in the special order.

Amendatory provisions. Special Order 212 under Ceiling Price Regulation 7, Section 43, is amended in the following respects:

1. In paragraph 1, add the brand names "Sealy Fast-A-Sleep," "Sealy Princess," "Sealy Magic Rest," and "Sealy Luxury Rest," after the brand name "Sealy Cotton Ball."

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4236; Filed, Apr. 10, 1952; 5:02 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 280, Amdt. 2]

SPARKS-WITHINGTON CO.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 280 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for radios, television manufactured by The Sparks-Withington Company and having the brand name "Sparton."

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the Special Order the amended applications dated March 6, 1952 and April 1, 1952.

Amendatory provisions. Special Order 280 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, insert after the date "November 1, 1951", the following dates "March 6, 1952 and April 1, 1952."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental applications dated March 6, 1952 and April 1, 1952, shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 8, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4237; Filed, Apr. 10, 1952; 5:02 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 309, Amdt. 3]

SPEIDEL CORP.

CEILING PRICES AT RETAIL AND WHOLESALE

Statement of considerations. Special Order 309 under section 43, Ceiling Price Regulation 7, established retail and wholesale ceiling prices for watch bands manufactured by Speidel Corporation and having the brand name "Speidel".

This amendment establishes new retail and wholesale ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail and wholesale ceiling prices are established by incorporating into the special order the amended application dated March 17, 1952.

Amendatory provisions. Special Order 309 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, insert after the date August 20, 1951, the following date "March 17, 1952."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated March 17, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 5, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4238; Filed, Apr. 10, 1952; 5:03 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 333, Amdt. 3]

WILMINGTON HOSIERY MILLS, INC.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 333 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for men's and boys' hosiery and slipper socks manufactured by Wilmington Hosiery Mills, Inc., and having the brand name "Springfoot Sox."

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated March 19, 1952.

Amendatory provisions. Special Order 333 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, insert after the date "November 20, 1951," the following date "March 19, 1952."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated March 19, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 1, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4239; Filed, Apr. 10, 1952; 5:03 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 366, Amdt. 1]

STROMBERG-CARLSON CO.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 366 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for radio and television receivers manufactured by Stromberg-Carlson Company and having the brand name "Stromberg-Carlson".

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended applications dated August 8, 1951, August 31, 1951, October 5, 1951, October 19, 1951, January 11, 1952, February 27, 1952 and March 28, 1952.

Amendatory provisions. Special Order 366 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, after the words "in its application dated June 29, 1951", insert the words "as supplemented and amended by its applications dated August 8, 1951, August 31, 1951, October 5, 1951, October 19, 1951, January 11, 1952, February 27, 1952 and March 28, 1952."

2. Insert following paragraph 1, now appearing in the special order the following:

The prices listed in the manufacturer's supplemental applications dated August 8, 1951, August 31, 1951, October 5, 1951, October 19, 1951, January 11, 1952, February 27, 1952 and March 28, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 6, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4240; Filed, Apr. 10, 1952; 5:03 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 379, Amdt. 1]

MOTOROLA, INC.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 379, under Section 43 of Ceiling Price Regulation 7, established ceiling prices for sales at retail of car radios, home radios, and television sets manufactured by Motorola, Inc.

This amendment to the special order adds new articles to those for which ceiling prices at retail were established by the special order. The Director has determined on the basis of information available to him that the retail ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7.

In addition, this amendment deletes car radios from the coverage of the special order, since the ceiling prices for sales at retail of car radios are not determined under Ceiling Price Regulation 7.

Special provisions. Special Order 379 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1 delete the words "car radios".

2. In paragraph 1 insert the subparagraph designation "(a)" after the paragraph designation "1".

3. Following paragraph 1, now appearing in the special order, insert the following subparagraph:

(b) The following ceiling prices are established for sales by any seller at retail of home radios and television sets manufactured by Motorola, Inc. having the brand name "Motorola", and described in the manufacturer's application dated April 30, 1951, as supplemented and amended by the manufacturer's applications dated March 4, 1952 and March 24, 1952.

The ceiling prices listed below shall become effective on receipt of a copy of this order by the retailer, but in no event later than 30 days after the effective date of this order.

Different ceiling prices are established for Zone 1 and Zone 11. Zone 11 is the part of the United States west of Denver, Colorado or south of the southern boundary of Kansas. Zone 1 is the part of the United States east of Denver, Colorado, or north of the southern boundary of Kansas.

MOTOROLA

AC/DC TABLE RADIOS

Model No.	Ceiling at retail Zone 1	Ceiling at retail Zone 11
52R11A	$17.95	$17.95
52R11U	18.95	18.95
52R12A-16A	19.95	20.95
52R12U-16U	20.95	21.95
52H11U	24.95	25.95
52H12U-14U	26.95	27.95
52X11	29.95	30.95
52X12-13	32.95	33.95
62X11	36.95	38.95
62X12-13	39.95	41.95

FM TABLE RADIOS

72XM21	$54.95	$54.95

CLOCK RADIOS

52C6	$36.95	$38.95
52C7-8	39.95	41.95

PORTABLE RADIOS

42B1 [1]	$24.95	$24.95
52B18 [1]	29.95	29.95
52M1-3 [1]	39.95	41.95
62LI-3 [1]	49.95	52.95

ATTIC BEAM ANTENNA

TA-14	$5.95	$5.95

[1] Less batteries.

TELEVISIONS

17T9M	$219.95	$229.95
17T10	239.95	249.95
17K13	279.95	289.95
21T1	259.95	269.95
21T1B	259.95	269.95
21T2	279.95	289.95
21T2B	299.95	309.95
21K3N	299.95	309.95
21K3M	319.95	329.95
21K3B	339.95	349.95
17F12	429.95	449.95

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4241; Filed, Apr. 10, 1952; 5:03 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 436, Amdt. 1]

MARCUS BREIER SONS, INC.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 436 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for men's outerwear and sportswear jackets, manufactured by Marcus Breier Sons, Inc., and having the brand name "Bantamac".

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated March 18, 1952.

Amendatory provisions. Special Order 436 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 2, after the words "the retail prices listed in your supplier's application" insert the words "dated May 23, 1951, as supplemented and amended by your supplier's application dated March 18, 1952."

2. Insert following paragraph 2 now appearing in the special order the following:

The prices listed in your supplier's supplemental application dated March 18, 1952, shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 1, 1952.

Effective date. This amendment shall become effective April 10, 1952.

LLLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4242; Filed, Apr. 10, 1952; 5:04 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 471, Amdt. 2]

WESTCLOX DIVISION OF GENERAL TIME CORP.

CEILING PRICES AT WHOLESALE AND RETAIL

Statement of considerations. Special Order 471 issued under section 43 of Ceiling Price Regulation 7 to Westclox Division of General Time Corporation, established ceiling prices at wholesale and retail of spring-driven clocks, pocket watches, wrist watches and self-starting clocks, having the brand name "Westclox."

This amendment establishes new retail and wholesale ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail and wholesale ceiling prices are established by incorporating into the special order the amended application dated March 12, 1952.

Amendatory provisions. Special Order 471 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, insert after the date "March 6, 1951," the following date "March 12, 1952."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated March 12, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 5, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4243; Filed, Apr. 10, 1952; 5:04 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 481, Amdt. 1]

CHILDHOOD INTERESTS, INC.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 481 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for toys manufactured by Childhood Interests, Inc., and having the brand name "Right-Time Toys."

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated March 12, 1952.

Amendatory provisions. Special Order 481 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 2, after the words "the retail prices listed in your supplier's application" insert the words "June 26, 1951, as supplemented and amended by your supplier's application dated March 12, 1952."

2. Insert following paragraph 2 now appearing in the special order the following:

The prices listed in your supplier's supplemental application dated March 12, 1952 shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 5, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4244; Filed, Apr. 10, 1952; 5:04 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 585, Amdt. 1]

ARNOLD, SCHWINN & CO.

CEILING PRICES AT RETAIL

Statement of considerations. Special Order 585 under section 43, Ceiling Price Regulation 7, established retail ceiling prices for bicycles and accessories, manufactured by Arnold, Schwinn & Co., and having the brand name "Schwinn."

This amendment establishes new retail ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended application dated March 20, 1952.

Amendatory provisions. Special Order 585 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, after the words "in its application dated August 10, 1951," insert the words "as supplemented and amended by its application dated March 20, 1952."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the manufacturer's supplemental application dated March 20, 1952, shall become effective on receipt of a copy of the notice for such articles, but in no event later than May 5, 1952.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4245; Filed, Apr. 10, 1952; 5:04 p. m.]

[Ceiling Price Regulation 7, Section 43, Special Order 650, Amdt. 1]

BERKELEY INDUSTRIES

CEILING PRICES AT RETAIL AND WHOLESALE

Statement of considerations. Special Order 650, under section 43, Ceiling Price Regulation 7, established retail and wholesale ceiling prices for certain articles manufactured by Berkeley Industries and having the brand name "Berkeley Space-X-Panders."

This amendment establishes new retail and wholesale ceiling prices for certain of the applicant's branded articles. It appears that the ceiling prices requested are in line with those already granted and are no higher than the level of ceiling prices under Ceiling Price Regulation 7. The retail ceiling prices are established by incorporating into the special order the amended applications dated October 4, 1951 and November 12, 1951.

The articles covered by this special order are not adaptable to the usual method of preticketing. Therefore, this amendment modifies those provisions relating to preticketing usually re-

quired by orders of this type and accomplishes the objective of notifying consumers of the uniform prices fixed under the order.

Amendatory provisions. Special Order 650 under section 43 of Ceiling Price Regulation 7 is amended in the following respects:

1. In paragraph 1, after the words "in its application dated August 14, 1951," insert the words "as supplemented and amended by its applications dated October 4, 1951 and November 12, 1951."

2. Insert following paragraph 1 now appearing in the special order the following:

The prices listed in the distributor's supplemental applications dated October 4, 1951 and November 12, 1951 shall become effective on receipt of the copy of the notice for such articles, but in no event later than May 1, 1952.

3. Delete paragraph 2 and substitute therefor the following:

2. *Marking and tagging.* On and after May 5, 1952, Berkeley Industries must furnish each purchaser for resale at retail to whom, within two months immediately prior to the effective date of this special order, the manufacturer had delivered any article covered by paragraph 1 of this special order, with a sign 8 inches wide and 10 inches high, a price book, and a supply of tags and stickers. The sign must contain the following legend:

The retail ceiling prices for Berkeley Industries Space-X-Panders have been approved by OPS and are shown in a price book we have available for your inspection.

The price book must contain an accurate description of each article covered by paragraph 1 of this special order and the retail ceiling price fixed for each article. The front cover of the price book must contain the following legend:

The retail ceiling prices in this Berkeley Industries price book for Space-X-Panders have been approved by OPS under Section 43 of CPR 7.

The tags and stickers must be in the following form:

Berkeley Industries
OPS-Sec. 43-CPR 7
Price $_____

Prior to June 5, 1952, unless the retailer has received the sign described above and has it displayed so it may be easily seen and a copy of the price book described above available for immediate inspection, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this special order. On and after June 5, 1952, no retailer may offer or sell any article covered by this order unless he has the sign described above displayed so it may be easily seen and a copy of the price book described above available for immediate inspection.

On and after May 5, 1952, Berkeley Industries must attach a tag or sticker described above to each carton containing an article for which a ceiling price has been established in paragraph 1 of this special order. On and after June 5, 1952 no retailer may offer or sell the article unless a tag or sticker described above is attached to the carton containing the article.

In addition, any retailer using the Berkeley Industries Space-X-Pander display case must affix in the display case, with each group of articles covered by the order, a tag or ticket described above stating the retail ceiling price for each article. Any article which is on open display and not in the display case must have a tag or ticket described above attached to each such article. The display cases mentioned above are pictured and described in the manufacturer's application dated November 15, 1951.

Upon issuance of any amendment to this special order which either adds an article to those already listed in the manufacturer's application or changes the retail ceiling price of a listed article, the applicant named in this special order must within 30 days after the effective date of the amendment, as to each such article, send an insertion stating the required addition or change for the price book described above.

After 60 days from the effective date of the amendment, no retailer may offer or sell the article, unless he has received the insertion described above and inserted it in the price book. Prior to the expiration of the 60 day period, unless the retailer has received and placed the insertion in the price book, the retailer shall comply with the marking, tagging and posting provisions of the regulation which would apply in the absence of this special order.

Effective date. This amendment shall become effective April 10, 1952.

ELLIS ARNALL,
Director of Price Stabilization.

APRIL 10, 1952.

[F. R. Doc. 52-4246; Filed, Apr. 10, 1952; 5:04 p. m.]

FEDERAL POWER COMMISSION

[Docket No. G-1928]

PERMIAN BASIN PIPELINE CO.

NOTICE OF APPLICATION

APRIL 11, 1952.

Take notice that Permian Basin Pipeline Company, a Delaware corporation with its principal place of business in Chicago, Illinois, filed, on March 28, 1952, an application for a certificate of public convenience and necessity pursuant to section 7 of the Natural Gas Act, authorizing the construction and operation of the facilities hereinafter described.

Applicant proposes to construct and operate a natural-gas transmission pipeline system which will be comprised of: 34 miles of 20-inch and 24-inch line between its proposed Plymouth Station and Spraberry Station, in the Spraberry Field in Upton and Midland Counties, Texas; 105 miles of 26-inch pipe line between the Spraberry Station and its proposed Hobbs Station adjacent to the Hobbs Field in Lea County, New Mexico; 245 miles of 30-inch pipe line between its Hobbs Station and the terminus of the system at a point of connection with the pipeline of Northern Natural Gas Company (Northern) at Northern's Skellytown Station, in Carson County, Texas. Applicant proposes to construct on this line four compressor stations; near the Plymouth gasoline plant in Upton County, Texas; near the Pembrook gasoline plant in Midland County, Texas; near the Spraberry gasoline plant in Midland County, Texas and near Hobbs, New Mexico; totaling 74,360 hp. Through the proposed pipeline, Applicant intends to transport 300,000 Mcf of natural gas per day by the second year of operation. Applicant has executed a contract with Northern under which Northern may, at its discretion, purchase all gas transported through the proposed line.

The estimated cost of the proposed facilities is $58,180,000. Applicant proposes to finance the cost of constructing the project by the sale of Applicant's debt and equity securities.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 30th day of April 1952. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-4306; Filed, Apr. 16, 1952; 8:49 a. m.]

[Docket No. G-1934]

SAN DIEGO GAS & ELECTRIC CO.

NOTICE OF APPLICATION

APRIL 11, 1952.

Take notice that San Diego Gas & Electric Company (Applicant), a California Corporation having its principal place of business at San Diego, California, filed on April 9, 1952, an application for a certificate of public convenience and necessity authorizing the construction and operation of a 1760 hp compressor station near the point of connection of Applicant's 16-inch pipeline with the 16-inch Moreno pipeline of Southern Counties Gas Company (Southern Counties).

The proposed facility will be used to increase the capacity of Applicant's 16-inch pipeline or during off-peak periods to place additional volumes of gas in storage in the pipeline, in order to meet increasing peak period demands.

The cost of the proposed facility is estimated to be $500,000 which will be financed out of funds presently available.

Protests or petitions to intervene may be filed with the Federal Power Commission, Washington 25, D. C., in accordance with the rules of practice and procedure (18 CFR 1.8 or 1.10) on or before the 30th day of April 1952. The application is on file with the Commission for public inspection.

[SEAL] LEON M. FUQUAY,
Secretary.

[F. R. Doc. 52-4307; Filed, Apr. 16, 1952; 8:49 a. m.]

INTERSTATE COMMERCE COMMISSION

[4th Sec. Application 26961]

PHOSPHATE ROCK FROM NEW ORLEANS, LA., TO MEMPHIS, TENN.

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for the Illinois Central Railroad Company, Gulf, Mobile and Ohio Railroad Company and Southern Railway Company.

Commodities involved: Phosphate rock, ground, slush and floats, and soft phosphate, not acidulated nor ammoniated, in carloads.

From: New Orleans, La.

To: Memphis, Tenn.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: W. P. Emerson, Jr., Agent, ICC No. 378, supl. 181.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4325; Filed, Apr. 16, 1952; 8:54 a. m.]

[4th Sec. Application 26962]

ALCOHOL AND RELATED ARTICLES FROM LYLE AND KINGSPORT, TENN., TO POINTS IN MICHIGAN

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to Agent C. A. Spaninger's tariff ICC No. 1225.

Commodities involved: Alcohol and related articles, in carloads.

From: Lyle and Memphis, Tenn.

To: Spring Grove, Ontonagon, Munising and Sault Ste. Marie, Mich.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, ICC No. 1225, supl. 6.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4326; Filed, Apr. 16, 1952; 8:55 a. m.]

[4th Sec. Application 26963]

CHEESE FROM POINTS IN TENNESSEE TO POINTS IN SOUTHERN TERRITORY

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to Agent C. A. Spaninger's tariff ICC No. 1275.

Commodities involved: Cheese, in carloads.

From: Carthage, Double Springs, North Alexandria and Watertown, Tenn.

To: Points in southern territory.

Grounds for relief: Circuitous routes, to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, ICC No. 1275, supl. 6.

Any interested person desiring the Commission to hold a hearing up such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4327; Filed, Apr. 16, 1952; 8:55 a. m.]

[4th Sec. Application 26964]

SALT CAKE FROM POINTS IN MARYLAND, DELAWARE, PENNSYLVANIA AND NEW JERSEY TO ACME, N. C.

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: C. W. Boin, Agent, for carriers parties to his tariff ICC No. A911.

Commodities involved: Salt cake (crude sulphate of soda), in carloads.

From: Baltimore, Md., North Claymont, Del., and points in Pennsylvania and New Jersey.

To: Acme, N. C.

Grounds for relief: Competition with water carriers..

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4328; Filed, Apr. 16, 1952; 8:55 a. m.]

[4th Sec. Application 26965]

VARIOUS COMMODITIES BETWEEN POINTS IN SOUTHERN TERRITORY AND TO OFFICIAL AND WESTERN TRUNK-LINE TERRITORIES

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for carriers parties to tariffs listed in exhibit A of the application, pursuant to fourth-section order No. 9800.

Commodities involved: Various commodities, in carloads.

From: Points in southern territory to points in official and western trunk-line territories, between points in southern territory, and from Belleville and East St. Louis, Ill., and St. Louis, Mo., to points in southern territory.

Grounds for relief: Circuitous routes.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the applicaion. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4329; Filed, Apr. 16, 1952; 8:56 a. m.]

[4th Sec. Application 26966]

BLACKSTRAP MOLASSES FROM OKEELANTA, FLA., TO CINCINNATI, OHIO, AND INTERMEDIATE POINTS

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent, for and on behalf of the Atlantic Coast Line Railroad Company, Norfolk and Western Railway Company and the Winston-Salem Southbound Railway Company.

Commodities involved: Blackstrap molasses, in tank-car loads.

From: Okeelanta, Fla.

To: Cincinnati, Ohio, and intermediate points on Norfolk and Western Railway.

Grounds for relief: Circuitous routes.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, ICC No. 1121, supl. 36.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4330; Filed, Apr. 16, 1952; 8:56 a. m.]

[4th Sec. Application 26967]

WALLBOARD FROM RIO GRANDE CROSSINGS TO SOUTHERN POINTS

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to his tariff ICC No. 3843.

Commodities involved: Wallboard, in carloads.

From: Brownsville, Eagle Pass, El Paso, Hidalgo, Laredo and Presidio, Tex. (on traffic originating in Mexico).

To: Atlanta, Ga., Birmingham, Ala., Louisville, Ky., Nashville, Tenn., Jacksonville, South Jacksonville and Tampa, Fla.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, ICC No. 3843, supl. 26.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4331; Filed, Apr. 16, 1952; 8:57 a. m.]

[4th Sec. Application 26968]

COKE FROM BIRMINGHAM, ALA., DISTRICT, AND CHATTANOOGA, TENN., TO POINTS IN ARKANSAS AND MISSOURI

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: R. E. Boyle, Jr., Agent for carriers parties to Agent C. A. Spaninger's tariff ICC No. 1150.

Commodities involved: Coke, coke breeze, dust and screenings, carloads.

From: Birmingham, Ala., and points grouped therewith, and Chattanooga, Tenn.

To: Points in Arkansas and Missouri.

Grounds for relief: Competition with rail carriers, circuitous routes, to maintain grouping.

Schedules filed containing proposed rates: C. A. Spaninger, Agent, ICC No. 1150, supl. 41.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4332; Filed, Apr. 16, 1952; 8:57 a. m.]

[4th Sec. Application 26969]

FRESH MEATS AND PACKING HOUSE PRODUCTS FROM POINTS IN INDIANA, MICHIGAN, AND OHIO TO PACIFIC COAST TERRITORY

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: L. E. Kipp, Agent, for carriers parties to his tariff ICC No. 1544.

Commodities involved: Fresh meats and packing products, in carloads.

From: Stations in Indiana, Michigan and Ohio in group C as shown in Agent L. E. Kipp's tariffs ICC Nos. 1516 and 1517.

To: Points in Pacific coast territory.

Grounds for relief: Competition with rail carriers, to maintain grouping.

Schedules filed containing proposed rates: L. E. Kipp, Agent, ICC No. 1544, supl. 40.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Com-

mission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4333; Filed, Apr. 16, 1952; 8:57 a. m.]

[4th Sec. Application 26970]

BITUMINOUS COAL FROM POINTS IN PENNSYLVANIA TO POINTS IN CONNECTICUT AND MASSACHUSETTS

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: The Lehigh and Hudson River Railway Company for itself and on behalf of The Pennsylvania Railroad Company and The New York, New Haven and Hartford Railroad Company.

Commodities involved: Bituminous coal, in carloads.

From: Mines in Clearfield, Pa., group.

To: Shelton, Derby and New Haven, Conn., Springfield and South Springfield, Mass.

Grounds for relief: Competition with rail carriers, circuitous routes, to maintain grouping.

Schedules filed containing proposed rates: Pennsylvania Railroad Company, AA-ICC 2500, supl. 103.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4334; Filed, Apr. 16, 1952; 8:58 a. m.]

[4th Sec. Application 26971]

GRAIN FROM POINTS IN SOUTHWESTERN TERRITORY TO POINTS IN TEXAS AND NEW MEXICO

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to his tariff ICC No. 3941.

Commodities involved: Grain, grain products, and related articles, carloads.

From: Points in southwestern territory, including Memphis, Tenn.

To: Points in Texas and New Mexico.

Grounds for relief: Competition with rail carriers, circuitous routes.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, ICC No. 3941, supl. 35.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4335; Filed, Apr. 16, 1952; 8:58 a. m.]

[4th Sec. Application 26972]

ACIDS AND ACETIC ANHYDRIDE FROM POINTS IN TEXAS AND ARKANSAS TO CERTAIN POINTS IN THE EAST

APPLICATION FOR RELIEF

APRIL 14, 1952.

The Commission is in receipt of the above-entitled and numbered application for relief from the long-and-short-haul provision of section 4 (1) of the Interstate Commerce Act.

Filed by: F. C. Kratzmeir, Agent, for carriers parties to his tariffs ICC Nos. 3908 and 3967.

Commodities involved: Acid, acetic, glacial or liquid, and acetic anhydride, carloads.

From: Houston, Texas City, Bishop and Brownsville, Tex., and Crossett, Ark.

To: Rahway and Perth Amboy, N. J., Lock Haven, Pa., Niagara Falls, N .Y., Woonsocket, R. I., and Decatur, Ala.

Grounds for relief: Competition with rail carriers, circuitous routes, to apply over short tariff routes rates constructed on the basis of the short line distance formula.

Schedules filed containing proposed rates: F. C. Kratzmeir, Agent, ICC No. 3967, supl. 101; F. C. Kratzmeir, Agent, ICC No. 3908, supl. 99.

Any interested person desiring the Commission to hold a hearing upon such application shall request the Commission in writing so to do within 15 days from the date of this notice. As provided by the general rules of practice of the Commission, Rule 73, persons other than applicants should fairly disclose their interest, and the position they intend to take at the hearing with respect to the application. Otherwise the Commission, in its discretion, may proceed to investigate and determine the matters involved in such application without further or formal hearing. If because of an emergency a grant of temporary relief is found to be necessary before the expiration of the 15-day period, a hearing, upon a request filed within that period, may be held subsequently.

By the Commission, Division 2.

[SEAL] W. P. BARTEL, *Secretary.*

[F. R. Doc. 52-4336; Filed, Apr. 16, 1952; 8:58 a. m.]

[Rev. S. O. 562, King's I. C. C. Order 67]

RAILROADS SERVING MISSOURI RIVER AND MISSISSIPPI RIVER AREAS

REROUTING OR DIVERSION OF TRAFFIC

In the opinion of Homer C. King, Agent, the railroads serving the Missouri River and Mississippi River areas are unable to transport traffic routed over their lines, because of floods and high water. *It is ordered*, That:

(a) Rerouting traffic: Railroads serving the Missouri River and Mississippi River areas unable to transport traffic in accordance with shippers' routing, because of floods and high water, are hereby authorized to divert such traffic over any available route to expedite the movement, regardless of the routing shown on the waybill. The billing covering all such cars rerouted shall carry a reference to this order as authority for the rerouting.

(b) Concurrence of receiving roads to be obtained: The railroad desiring to divert or reroute traffic under this order shall confer with the proper transportation officer of the railroad or railroads to which such traffic is to be diverted or rerouted, and shall receive the concurrence of such other railroads before the rerouting or diversion is ordered.

(c) Notification to shippers: Each carrier rerouting cars in accordance with this order shall notify each shipper at the time each car is rerouted or diverted and shall furnish to such shipper the new routing provided under this order.

(d) Inasmuch as the diversion or rerouting of traffic by said Agent is deemed

to be due to carrier's disability, the rates applicable to traffic diverted or rerouted by said Agent shall be the rates which were applicable at the time of shipment on the shipments as originally routed.

(e) In executing the directions of the Commission and of such Agent provided for in this order, the common carriers involved shall proceed even though no contracts, agreements, or arrangements now exist between them with reference to the divisions of the rates of transportation applicable to said traffic; divisions shall be, during the time this order remains in force, those voluntarily agreed upon by and between said carriers; or upon failure of the carriers to so agree, said divisions shall be those hereafter fixed by the Commission in accordance with pertinent authority conferred upon it by the Interstate Commerce Act.

(f) Effective date: This order shall become effective at 4:00 p. m., April 11, 1952.

(g) Expiration date: This order shall expire at 11:59 p. m., April 25, 1952, unless otherwise modified, changed, suspended, or annulled.

It is further ordered, That this order shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement.

Issued at Washington, D. C., April 11, 1952.

INTERSTATE COMMERCE COMMISSION,
HOMER C. KING,
Agent.

[F. R. Doc. 52-4352; Filed, Apr. 16, 1952; 8:49 a. m.]

DEPARTMENT OF JUSTICE

Office of Alien Property

[Vesting Order P 853]

KAMEHIKO AND MINE YAMAMOTO

In re: Rights of Kamehiko Yamamoto and of Mine Yamamoto under insurance contract.

Under the authority of the Trading With the Enemy Act, as amended (50 U. S. C. App. and Sup. 1-40); the Philippine Property Act of 1946, as amended (22 U. S. C. Sup. 1382; Executive Order 9193, as amended by Executive Order 9567 (3 CFR 1943 Cum. Supp.; 3 CFR 1945 Supp.); Executive Order 9788 (3 CFR 1946 Supp.); Executive Order 9818 (3 CFR 1947 Supp.); Executive Order 10254 (16 F. R. 5829, June 19, 1951), and pursuant to law, after investigation, it is hereby found:

1. That Kamehiko Yamamoto and Mine Yamamoto, who are citizens of Japan, and who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan);

2. That the net proceeds due or to become due under a contract of insurance evidenced by Policy No. 3,056,928 issued by the Sun Life Assurance Company of Canada (Philippines Branch), Wilson Building, Juan Luna, Manila, Philippine Islands, to Kamehiko Yamamoto, together with the right to demand, receive and collect said net proceeds, is property within the Philippines, owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Kamehiko Yamamoto or Mine Yamamoto, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons named in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all actions required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest.

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States, in accordance with the provisions of said Trading With the Enemy Act, as amended, and said Philippine Property Act of 1946, as amended.

The terms "nationals" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 10, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General.
Director, Office of Alien Property.

[F. R. Doc. 52-4283; Filed, Apr. 15, 1952; 8:53 a. m.]

[Vesting Order 18830]

ROBERT EHRHARDT

In re: Estate of Robert Ehrhardt, deceased. File No. D-28-13093. E. T. sec. 17211.

Under the authority of the Trading With the Enemy Act, as amended (50 U. S. C. App. and Sup. 1-40); Public Law 181, 82d Cong., 65 Stat. 451; Executive Order 9193, as amended by Executive Order 9567 (3 CFR 1943 Cum. Supp.; 3 CFR 1945 Supp.); Executive Order 9788 (3 CFR 1946 Supp.) and Executive Order 9989 (3 CFR 1948 Supp.), and pursuant to law, after investigation, it is hereby found:

1. That Helmut Robert Ehrhardt (named in the Will as Helmut Ehrhardt), Hildegard Schwarzarins (named in the Will as Hildegard Sievers nee Volkmer) and Margarethe Dahlinger (named in the Will as Margarete Jans nee Volkmer), whose last known address is Germany, on or since December 11, 1941, and prior to January 1, 1947, are residents of Germany and are and prior to January 1, 1947, were nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof, and each of them, in and to the estate of Robert Ehrhardt, deceased, is property which is and prior to January 1, 1947 was within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Hyman Wank, Public Administrator of Kings County, as Administrator C. T. A., acting under the judicial supervision of the Surrogate's Court of Kings County, New York;

and it is hereby determined:

4. That the national interest of the United States requires that the persons named in subparagraph 1 hereof, be treated as persons who are and prior to January 1, 1947, were nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 10, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4284; Filed, Apr. 15, 1952; 8:53 a. m.]

[Supplemental Vesting Order 18831]

FERDINAND WEINMANN

In re: Estate of Ferdinand Weinmann also known as (Georg) Ferdinand Weinmann, deceased. File No. F-28-4788. E. T. sec. 4165.

Under the authority of the Trading With the Enemy Act, as amended (50 U. S. C. App. and Sup. 1-40); Public Law 181, 82d Congress, 65 Stat. 451; Executive Order 9193, as amended by Executive Order 9567 (3 CFR 1943 Cum. Supp.; 3 CFR 1945 Supp.); Executive Order 9788 (3 CFR 1946 Supp.) and Executive Order 9989 (3 CFR 1948 Supp.), and pursuant to law, after investigation, it is hereby found:

1. That Luise Jorge and Emil Wilhelm Weinmann, whose last known address is Germany, on or since December 11, 1941, and prior to January 1, 1947, were residents of Germany and are, and prior to January 1, 1947 were, nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatso-

ever of the persons named in subparagraph 1 hereof, in and to the Estate of Ferdinand Weinmann, also known as (Georg) Ferdinand Weinmann, deceased, is property which is and prior to January 1, 1947, was within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by the aforesaid nationals of a designated enemy country (Germany);

3. That such property is in the process of administration by Hyman Wank, Public Administrator of Kings County, as administrator, acting under the judicial supervision of the Surrogate's Court of Kings County, New York:

and it is hereby determined:

4. That the national interest of the United States requires that the persons named in subparagraph 1 hereof, and each of them, be treated as persons who are and prior to January 1, 1947, were nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 10, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4285; Filed, Apr. 15, 1952; 8:53 a. m.]

[Vesting Order 18817]

HAUPTFILMSTELLE DES REICHSLUFTFAHRTMINISTERIUMS ET AL.

In re: Rights in motion pictures owned by Hauptfilmstelle des Reichsluftfahrtministeriums and others.

Under the authority of the Trading With the Enemy Act, as amended, (50 U. S. C. App. and Sup. 1-40); Public Law 181, 82d Congress, 65 Stat. 451, Executive Order 9193, as amended by Executive Order 9567 (3 CFR, 1943 Cum. Supp.; 3 CFR 1945 Supp.); Executive Order 9788 (3 CFR, 1946 Supp.) and Executive Order 9989 (3 CFR 1948 Supp.), and pursuant to law, after investigation, it is hereby found:

1. That the owners of the motion pictures listed in Exhibit A, as set forth below, who, if individuals, there is reasonable cause to believe were on or since December 11, 1941, and prior to January 1, 1947, residents of Germany, are, and prior to January 1, 1947, were, nationals of a designated enemy country (Germany), and who, if partnerships, associations, corporations or other business organizations, there is reasonable cause to believe were on or since December 11, 1941, and prior to January 1, 1947, organized under the laws of, and had their principal places of business in Germany, are, and prior to January 1, 1947, were, nationals of a designated enemy country (Germany);

2. That the property described as follows:

(a) All right, title, interest, and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, in, to and under the following:

(1) The motion pictures listed in said Exhibit A including, but not limited to, the exclusive right to exhibit same in whole or in part by any means within the United States, all rights to arrange, adapt, revise, translate, and duplicate said motion pictures in whole or in part, and every copyright, claim of copyright, right to copyright, and right to renew the copyright or copyrights in said motion pictures;

(2) The screen plays, scenarios, and shooting scripts upon which said motion pictures are based, including, but not limited to, all motion picture and television rights therein, and every copyright, claim of copyright, right to copyright, and right to renew the copyright or copyrights in said screen plays scenarios, and shooting scripts;

(3) The rights to dramatize, perform, represent, and reproduce on motion picture film those portions of the published and unpublished works subject to copyright, other than the above mentioned screen plays, scenarios, and shooting scripts, which underlie or are embodied in said motion pictures and to exhibit such film by any means in the United States.

(b) All right, title, interest, and claim of whatsoever kind or nature, under the statutory and common law of the United States and of the several States thereof, of the Government of Germany, including its political subdivisions, agencies and instrumentalities, and of the persons referred to in Column 2, of said Exhibit A and also of all other persons (including individuals, partnerships, associations, corporations or other business organizations), whether or not named elswhere in this Order including said Exhibit A, who were on or since December 11, 1941, and prior to January 1, 1947 citizens and residents of, or which were on or since December 11, 1941, and prior to January 1, 1947 organized under the laws of or had their principal places of business in Germany and are, and prior to January 1, 1947, were nationals of such designated enemy country, in, to and under the following:

(1) All prints in the United States of the motion pictures listed in said Exhibit A;

(2) All arrangements, adaptations, revisions, dramatizations, translations, and versions of the motion pictures listed in said Exhibit A;

(3) Every license, agreement, privilege, power and right of whatsoever nature arising under or with respect to the property described in subparagraphs 2 (a), 2 (b) (1) and 2 (b) (2) of this Vesting Order;

(4) All monies and amounts, and all rights to receive monies and amounts, by way of damages, royalty, share of profits or other emolument, accrued or to accrue, whether arising pursuant to law, contract or otherwise, with respect to the property described in subparagraphs 2 (a) and 2 (b), of this Vesting Order, and

(c) All causes of action accrued or to accrue at law or in equity with respect to the property described in subparagraphs 2 (a), and 2 (b) hereof, including but not limited to the rights to sue for and recover all damages and profits and to request and receive the benefits of all remedies provided by common law and by statute for the infringement of any copyright, for the violation of any right and for the breach of any obligation described in or affecting the aforesaid property,

is property which is and prior to January 1, 1947, was within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by a designated enemy country (Germany) and the persons referred to in subparagraphs 1 and 2 (b) hereof, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That the national interest of the United States requires that the persons referred to in subparagraphs 1 and 2 (b) hereof be treated as persons who are and prior to January 1, 1947 were nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described in subparagraph 2 hereof, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The term "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on March 28, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Title of motion picture	Producer and/or distributor
Der alte Fritz sprach seiner Zeit	Hauptfilmstelle des Reichsluftfahrtministeriums.
Amerikanische Brandabwurfmittal	Oberkommando des Heeres. Abteilung Lehrfilm.
Angriff des IR 17 auf Warschau	Heeresfilmstelle.
Aufforderung zum Tanz (short feature)	Universum-Film A. G., "Ufa".
Das Ausgleichsgetriebe	Hans Ewald Filmgesellschaft.
Die Baesaler Bruecke	Heeresfilmstelle.
Bau von Feldkabelleitungen mit dem s. besp. und l. mot. Fernsprechtrupp.	Oberkommando des Heeres. Abteilung Lehrfilm.
Behelfskriegsbrueckenbau ueber die Donau	Heeresfilmstelle.
Beispiele fuer die taktische Verweundung von kuenstlichen Nebel.	Oberkommando des Heeres. Abteilung Lehrfilm.
Beispiele und Anregungen fuer die infanteristiche Winterausbildung.	Oberkommando des Heeres. Abteilung Lehrfilm.
Bruecke bei Turnu-Magurele	Oberkommando des Heeres. Abteilung Lehrfilm.
Bruecke und Faehre bei Bechet	Heeresfilmstelle.
Budapest, ein Stueck ungarische Geschichte	Cando-Film, Curt K. Schmidt.
Druckluftbremsen fuer Wehrmachtkraftfahrzeuge.	Hans Ewald Filmgesellschaft.
Elfte Olympiade. Moderner Fuenfkampf	Heeresfilmstelle.
Erste Hilfe und kuenstliche Atmung	Oberkommando des Heeres. Abteilung Lehrfilm.
Die Gasmaske 30	Heeresfilmstelle.
Die Gebirgspionierkompanie	Oberkommando des Heeres. Abteilung Lehrfilm.
Grundzuege der Elektrizitaetslehre	Oberkommando des Heeres. Abteilung Lehrfilm.
Heeresatmer	Oberkommando des Heeres. Abteilung Lehrfilm.
Hemmungen am M.G. 34	Oberkommando des Heeres. Abteilung Lehrfilm.
Die Hochzeitsreise (short feature)	Universum-Film A.G., "Ufa".
Der Holzgasgenerator	Oberkommando des Heeres. Abteilung Lehrfilm.
Homecoming	Universum-Film A.G., "Ufa".
Kampf um Dubrowka	Oberkommando des Heeres. Abteilung Lehrfilm.
Kampf vom Schuetzenpanzerwagen	Oberkommando des Heeres. Abteilung Lehrfilm.
Kleine Rheinfahrt	
Kraftfahrzeuge in Staub und Hitze	Oberkommando des Heeres. Abteilung Lehrfilm.
Kriegsmarsch einer Skikompanie	Oberkommando des Heeres. Abteilung Lehrfilm.
Kriegssanitaetsdienst	Oberkommando des Heeres. Abteilung Lehrfilm.
Die leichte Pionier-Kompanie	Heeresfilmstelle.
Das M. G. 34	Heeresfilmstelle.
Marsch und Verkehrzucht	Oberkommando des Heeres. Abteilung Lehrfilm.
Mein Kind	
Olympische Reiterkaempfe (1936)	Heeresfilmstelle.
Panzerzielfilm	Oberkommando des Heeres. Abteilung Lehrfilm.
Rasten und Biwaks in Bulgarien	Oberkommando des Heeres. Abteilung Lehrfilm.
Der San.-Dienst der finn. Wehrmacht im Winter. Papier in der Verwundetenversorgung.	Heeresfilmstelle.

EXHIBIT A—Continued

Title of motion picture	Producer and/or distributor
Schiessausbildung mit Gewehr (Schiesslehre).	Heeresfilmstelle.
Die Schlsechterei-Abteilung (mot.)	Oberkommando des Heeres. Abteilung Lehrfilm.
Der Schwingungskreis	W. Achsel & Co.
Sprengung einer friedensmaessig vorbereiteten Bruecke.	Oberkommando des Heeres. Abteilung Lehrfilm.
Stellungskrieg im Weltkrieg	Oberkommando des Heeres. Abteilung Lehrfilm.
Stoerungen an Sammler Anlasser und Zuendenlage.	Commerz-Film A.G.
Strassen und Schienenkran LK 5 S	Oberkommando des Heeres. Abteilung Lehrfilm.
Truppenverladungen und Transporte auf Eisenbahnen.	Heeresfilmstelle.
Verhalten bei Gasangriffen	Oberkommando des Heeres. Abteilung Lehrfilm.
Der Verpflegungsdienst bei der Truppe	Oberkommando des Heeres. Abteilung Lehrfilm.
Verpflegungseinsatz im Osten	Heeresfilmstelle.
Verwundetenfuersorge	Heeresfilmstelle.
Der Viertakt-Otto-Motor und sein Aufbau	Commerz-Film A.G.
Volk im Feld	Oberkommando des Heeres. Abteilung Lehrfilm.
Wie arbeitet der Viertakt-Otto-Motor?	Commerz-Film A. G.
Zerstorte Bruecken, behelfsmassig wiederhergestelle und neu errichtete Bruecken auf dem polnischen Kriegsschauplatz.	Oberkommando des Heeres. Abteilung Lehrfilm.
Stummfilmsterne	Terra-Film A.G.

[F. R. Doc. 52-4345; Filed, Apr. 16, 1952; 8:47 a. m.]

[Vesting Order 18833]

JOHN ZIMMERMANN

In re: Estate of John Zimmermann, deceased. File No. 017-27277.

Under the authority of the Trading With the Enemy Act, as amended (50 U. S. C. App. and Sup. 1-40); Public Law 181, 82d Congress, 65 Stat. 451; Executive Order 9193, as amended by Executive Order 9567 (3 CFR, 1943 Cum. Supp.; 2 CFR, 1945 Supp.); Executive Order 9788 (3 CFR, 1946 Supp.) and Executive Order 9989 (3 CFR, 1948 Supp.), and pursuant to law, after investigation, it is hereby found:

1. That Anna Maria Deuchler, Ludwig Heinrich Zimmermann, Rosa Metzger, Anna Luise Baurer, Maria Frieda Waeckerle, Julius Zimmermann, and Elsa Hagendorn, whose last known address is Germany, on or since December 11, 1941 and prior to January 1, 1947 were residents of Germany and are, and prior to January 1, 1947 were, nationals of a designated enemy country (Germany);

2. That all right, title, interest and claim of any kind or character whatsoever of the persons named in subparagraph 1 hereof in and to the sum of $7,373.73 on deposit with the Treasurer, State of California, pursuant to an order of the Superior Court, Napa County, California, dated June 20, 1947, in the Matter of the Estate of John Zimmermann, deceased, No. 7665 on the Probate Docket of said Court, is property which is and prior to January 1, 1947 was within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by Anna Maria Deuchler, Ludwig Heinrich Zimmermann, Rosa Metzger, Anna Luise Bauer, Maria Frieda Waeckerle, Julius Zimmermann, and Elsa Hagendorn, the aforesaid nationals of a designated enemy country (Germany);

and it is hereby determined:

3. That the national interest of the United States requires that such persons be treated as persons who are and prior

to January 1, 1947, were nationals of a designated enemy country (Germany).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4346; Filed, Apr. 16, 1952; 8:47 a. m.]

[Vesting Order 18834]

TARA ISHIHARI

In re: Debt owing to the personal representatives, heirs, next of kin, legatees and distributees of Tara Ishihari, deceased.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the personal representatives, heirs, next of kin, legatees and distributees of Tara Ishihari, deceased, who there is reasonable cause to believe are residents of Japan, are nationals of a designated enemy country (Japan);

2. That the property described as follows: That certain debt or other obligations of the Elgin National Watch Company, Elgin, Illinois, representing a credit in the amount of $359.67 as of October 1, 1941, carried on the books of the aforesaid Elgin National Watch Company, together with any and all accruals thereto and any and all rights to demand, enforce and collect the same,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the personal representatives, heirs, next of kin, legatees and distributees of Tara Ishihari, deceased, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the persons referred to in subparagraph 1 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4347; Filed, Apr. 16, 1952; 8:48 a. m.]

[Vesting Order 18835]

BUICHI AND KIYOGUMA OGATA

In re: Certificates owned by Buichi Ogata and Kiyoguma Ogata, D-39-10120.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Buichi Ogata and Kiyoguma Ogata, each of whose last known address on March 29, 1945, was Japan were on March 29, 1945, residents of Japan and on March 29, 1945, were nationals of a designated enemy country (Japan);

2. That the following described property was remitted to the Attorney General of the United States by Oliver W. Steadman, Administrator c. t. a., as the interests of Buichi Ogata (Account No. 39-100498) and Kiyoguma Ogata (Account No. 39-100499) in the Estate of Shinkuro Joe Ogata, deceased:

a. One (1) Non-negotiable Bill of Exchange numbered 44865 issued by The Yokohama Specie Bank, Seattle, Washington to The Yokohama Specie Bank, Ltd., Yokohama, Japan, payable to Shinkuro Ogata, dated October 8, 1940, due April 8, 1941 for 2,105.26 yen, with interest at 3.3 percent, and

b. One (1) Non-negotiable Bill of Exchange numbered 45361 issued by The Yokohama Specie Bank, Seattle, Washington, to The Yokohama Specie Bank, Ltd., Yokohama, Japan, payable to Shinkuro Ogata, dated May 12, 1941, due November 12, 1941, for 3,171.24 yen, with interest at 3.3 percent.

3. That the property described in subparagraph 2 hereof was accepted by or on behalf of the Attorney General of the United States on March 29, 1945 pursuant to the Trading With the Enemy Act, as amended;

4. That the property described in subparagraph 2 hereof is presently in the possession of the Attorney General of the United States and on March 29, 1945 was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the persons named in subparagraph 1 hereof, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

5. That to the extent that the persons referred to in subparagraph 1 hereof, are not within a designated enemy country the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold, or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in Section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4348; Filed, Apr. 16, 1952; 8:48 a. m.]

[Vesting Order 18836]

JOHANNA OKUBO AND FRANK T. SAKANASHI

In re: Cash owned by Johanna Okubo and Frank T. Sakanashi, also known as Taikichi Sakanashi. F-39-498, D-39-1125.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That Johanna Okubo, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

2. That Frank T. Sakanashi, also known as Taikichi Sakanashi, whose last known address is Japan, is a resident of Japan and a national of a designated enemy country (Japan);

3. That the property described as follows: Cash in the amount of $410.00 presently in the possession of The Attorney General of the United States in an account numbered 39-100167, entitled Johanna Okubo,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Johanna Okubo, the aforesaid national of a designated enemy country (Japan);

4. That the property described as follows: Cash in the amount of $8.10 presently in the possession of The Attorney

General of the United States in an account numbered 39-100448, entitled Frank T. Sakanashi,

is property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, Frank T. Sakanashi, also known as Taikichi Sakanashi, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

5. That to the extent that the persons named in subparagraphs 1 and 2 hereof are not within a designated enemy country, the national interest of the United States requires that such persons be treated as nationals of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4349; Filed, Apr. 16, 1952; 8:48 a. m.]

[Vesting Order 18837]

YURI SUKAMI ET AL.

In re: Cash owned by Yuri Sukami and others. D-39-17892, D-39-1898, D-39-18153, D-39-1904.

Under the authority of the Trading With the Enemy Act, as amended, Executive Order 9193, as amended, and Executive Order 9788, and pursuant to law, after investigation, it is hereby found:

1. That the persons whose names and account numbers are set forth in Exhibit A, attached hereto and by reference made a part hereof, who there is reasonable cause to believe were, on the dates set forth opposite each such name, residents of Japan, were on such dates nationals of a designated enemy country (Japan);

2. That the sums listed on the aforesaid Exhibit A were paid to the Attorney General of the United States by the persons whose names are set forth opposite each such sum,

3. That said sums were accepted by or on behalf of the Attorney General of the United States, on the dates referred to in subparagraph 1 hereof and listed on said Exhibit A pursuant to the Trading With the Enemy Act, as amended,

4. That each of said sums is presently in the possession of the Attorney General of the United States and, on the dates referred to was property within the United States owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which was evidence of ownership or control by, the persons referred to in said Exhibit A, the aforesaid nationals of a designated enemy country (Japan);

and it is hereby determined:

5. That to the extent that the persons referred to in subparagraph 1 hereof, are not within a designated enemy country, the national interest of the United States requires that such persons be treated as national of a designated enemy country (Japan).

All determinations and all actions required by law, including appropriate consultation and certification, having been made and taken, and it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold, or otherwise dealt with in the interest of and for the benefit of the United States.

This vesting order is issued nunc pro tunc to confirm the vesting of the said property by acceptance as aforesaid.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in Section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

EXHIBIT A

Name of national and account No.	Date	Amount deposited	Name of remitter and source
Yuri Sukami, 39100336 (D-39-17892).	July 18, 1944	$40.06	Frederick M. Shepard and Charles Keene, Executors, as the share of Yuri Sukami in the Estate of Warwick James Price, deceased.
S. Shiozaki, 39100389 (D-39-1898).	June 20, 1946	30.24	Treasurer of Monterey County, Calif., as property of S. Shiozaki, from a suit, entitled *Walter Adams v. S. Shiozaki.*
Marguerite Iwamoto, 39100475, (D-39-18153).	Jan. 31, 1945	21.29	Ben H. Brown, Public Administrator, as the share of Marguerite Iwamoto in the Estate of Charles O. Magruder, deceased.
Ejiu Mayeda Sakata, 39100110 (D-39-1904).	June 7, 1946	54.63	Guy Robertson, Project Director, Heart Mountain, Wyoming, as the share of Ejiu Mayeda Sakata in the Estate of Nenoji Mayeda, deceased.

[F. R. Doc. 52-4350; Filed, Apr. 16, 1952; 8:49 a. m.]

[Vesting Order P 854]

TOKIO MARINE & FIRE INSURANCE CO., LTD.

In re: Claim of Tokio Marine & Fire Insurance Co., Ltd.

Under the authority of the Trading With the Enemy Act, as amended (50 U. S. C. App. and Sup. 1-40); the Philippine Property Act of 1946, as amended (22 U. S. C. Sup. 1382; Executive Order 9193, as amended by Executive Order 9567 (3 CFR, 1943 Cum. Supp.; 3 CFR, 1945 Supp.); Executive Order 9788 (3 CFR, 1946 Supp.); Executive Order 9818 (3 CFR, 1947 Supp.); Executive Order 10254 (16 F. R. 5829, June 19, 1951), and pursuant to law, after investigation, it is hereby found:

1. That Tokio Marine & Fire Insurance Co., Ltd. whose last known address is Tokyo, Japan, is a corporation organized under the laws of Japan, which has or since the effective date of Executive Order 8389, as amended, has had its principal place of business in Japan and is a national of a designated enemy country (Japan);

2. That the property described as follows: All right, title, interest and claim of Tokio Marine & Fire Insurance Co., Ltd. in and to a deposit made in the name of the Philippine Insurance Commissioner with the Yokohama Specie Bank, Ltd.; Manila, in the sum of ₱50,000.00 evidenced by a Fixed Deposit Receipt issued by and deposited with said Insurance Commissioner

is property within the Philippines owned or controlled by, payable or deliverable to, held on behalf of or on account of, or owing to, or which is evidence of ownership or control by, the aforesaid national of a designated enemy country (Japan);

and it is hereby determined:

3. That to the extent that the person named in subparagraph 1 hereof is not within a designated enemy country, the national interest of the United States requires that such person be treated as a national of a designated enemy country (Japan).

All determinations and all action required by law, including appropriate consultation and certification, having been made and taken, and, it being deemed necessary in the national interest,

There is hereby vested in the Attorney General of the United States the property described above, to be held, used, administered, liquidated, sold or otherwise dealt with in the interest of and for the benefit of the United States, in accordance with the provisions of said Trading With the Enemy Act, as amended, and said Philippine Property Act of 1946, as amended.

The terms "national" and "designated enemy country" as used herein shall have the meanings prescribed in section 10 of Executive Order 9193, as amended.

Executed at Washington, D. C., on April 11, 1952.

For the Attorney General.

[SEAL] HAROLD I. BAYNTON,
Assistant Attorney General,
Director, Office of Alien Property.

[F. R. Doc. 52-4351; Filed, Apr. 16, 1952; 8:49 a. m.]